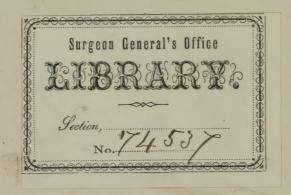
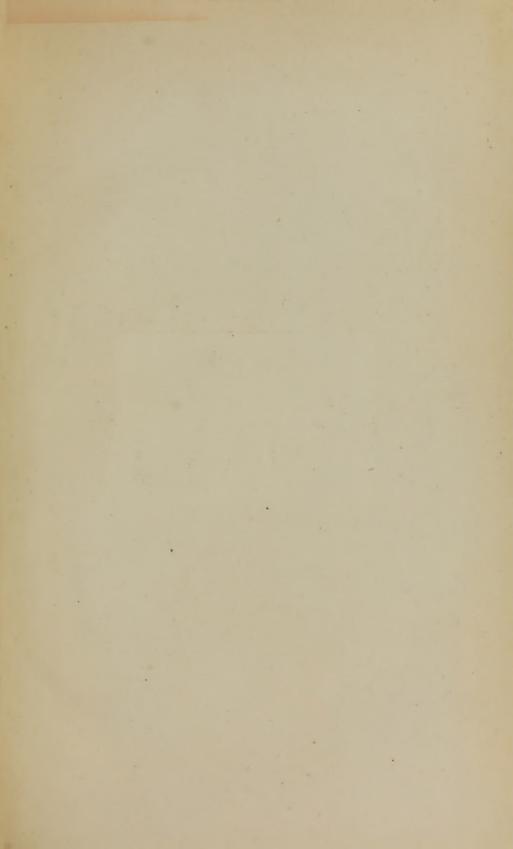
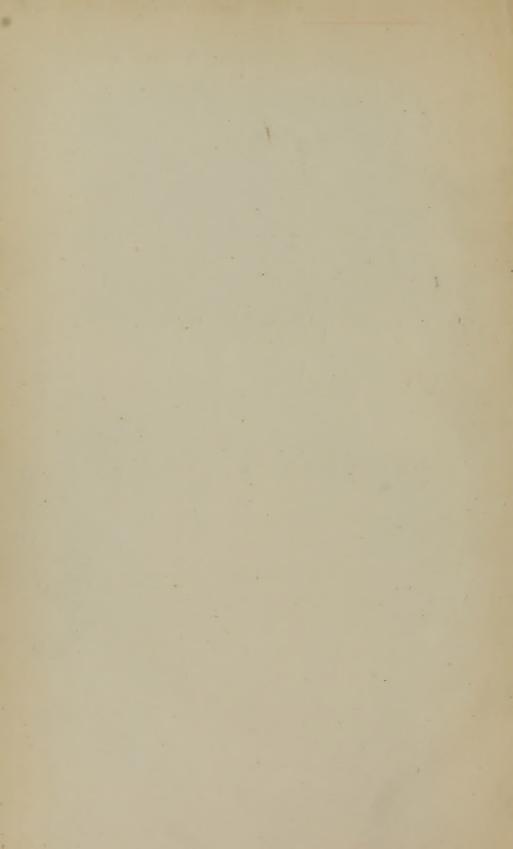


# MASSACHUSETTS GENERAL HOSPITAL

By-Laws
RULES AND REGULATIONS
ACTS AND RESOLVES







BOSTON.

## **MASSACHUSETTS**

# GENERAL HOSPITAL.

BY-LAWS,

RULES AND REGULATIONS,

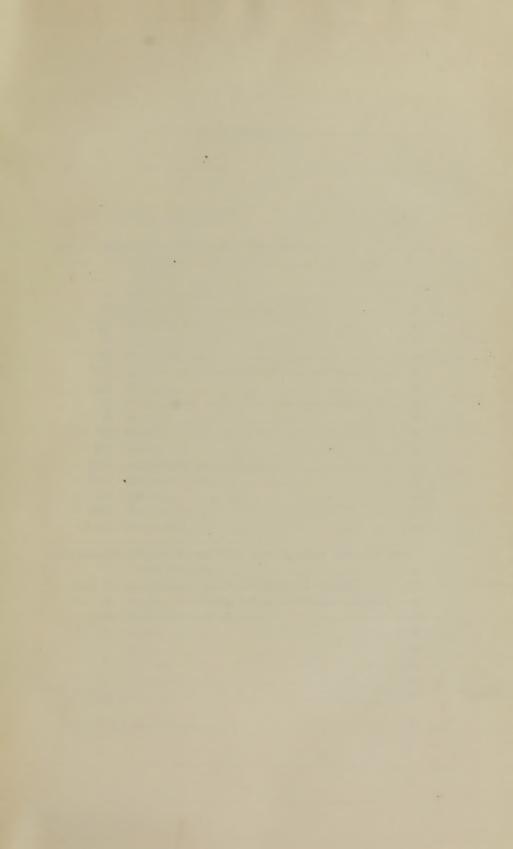
ACTS AND RESOLVES.



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#### BY-LAWS

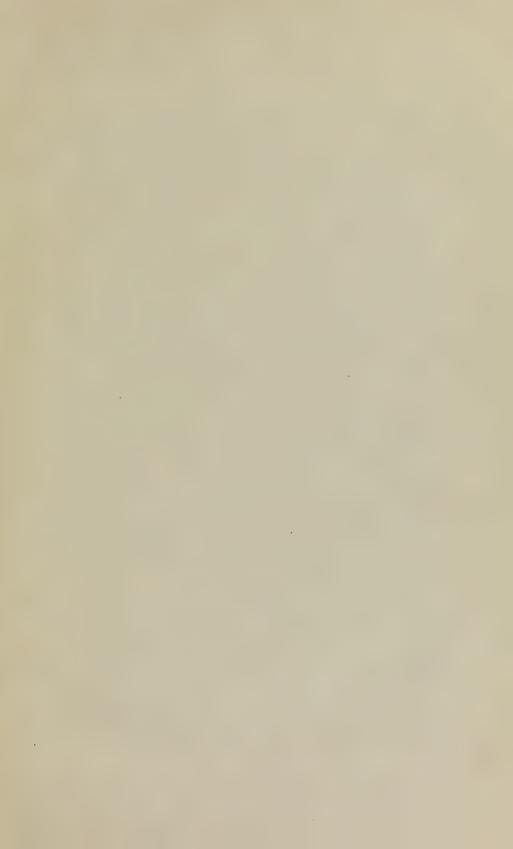
OF

#### THE CORPORATION.

ARTICLE 1. The Corporation shall be composed of the persons named in the "Act incorporating certain persons by the name of the Massachusetts General Hospital;" of all persons who have been or may be Trustees; of such persons as have been or may be, at any legal meeting of the Corporation, nominated and elected members by ballot at the same or any other legal meeting; and of all such persons as have given or subscribed, or may give or subscribe, one hundred dollars and upwards, or any article or property of the value of one hundred dollars and upwards to the Institution,— and each member shall be entitled to one vote.

ART. 2. There shall be a meeting of the Corporation on the first Wednesday of February in every year, to be called the Annual Meeting, at which the following officers shall be chosen by ballot, viz: a President, Vice-President, eight Trustees, a Treasurer, and a Secretary, to serve one year, and until others shall be chosen and qualified in their stead.

- ART. 3. Notice of the Annual Meeting shall be given by the Secretary in one or more newspapers printed in Boston, at least fourteen days previous to the day of meeting; provided, that any meeting may be continued by adjournment from time to time, until the business thereof shall be accomplished; the Secretary giving at least one day's notice of the time and place of said adjournment in a newspaper printed in Boston.
- ART. 4. There shall be two separate departments of the Institution, the one to be called "The Hospital," and the other "The McLean Asylum for the Insane;" into which respectively shall be admitted all such sick, lame, wounded, and insane persons, as the Board of Trustees or their authorized committees shall from time to time determine to be fit subjects therefor; and, it being the design of the Institution to afford the most extensive relief, and as far as possible to reach the necessities of every class of people, the benefits of it shall be administered to all who stand in need, at as low a rate as practicable.
- ART. 5. The President shall preside at all meetings which he may attend, and shall have power to order special meetings, whenever in his opinion it may be expedient; the Secretary giving at least three days' notice of such special meetings, in one or more of the newspapers printed in Boston.
- ART. 6. The Vice-President, in the absence of the President, shall preside at all meetings which he may attend; and in the absence of the President, may





order special meetings, with like notice, whenever in his opinion it may be expedient.

ART. 7. The Treasurer shall give bonds with sureties, to be approved by the Committee on Finance. in a sum not less than \$20,000, conditioned for the faithful discharge of his duties. He shall receive and have the custody of all moneys, bonds, notes, deeds, and other securities belonging to the Corporation, which he shall keep and manage under the direction and control of the Board of Trustees, or their Committee on Finance. He shall pay no moneys but by order of the Board of Trustees, or of their committees duly authorized by the Board to draw on him therefor, or for the regular salaries of the officers of the Institution. He shall render an account of the state of his books, and of the funds and property in his custody, when called for by the Trustees or Corporation; and he shall make up the accounts to the last day of December in each year; which accounts shall be laid before the Corporation at their annual meeting, together with a report thereon, and upon the general state of the Institution, by a Committee of the Trustees, to be seasonably chosen by them for that purpose. On the payment, when due, of any debt secured by mortgage, the Treasurer is authorized to acknowledge satisfaction thereof, and to discharge the same on the margin of the record. He shall keep a distinct and separate account of all income received from and all expenditures incurred on account of each of the funds which have been or may be hereafter received for account of the Hospital and Asylum, or either of them, in respect to the use and application of which there are any special provisions; and all unexpended balances of said accounts remaining at the close of the year, he shall carry to the debit of the new accounts for the succeeding year. He shall, from time to time, allow such rates of board for and on account of any of the beneficiaries of the several trust funds, as the Trustees have ordered to be charged to him by the Stewards, and shall carry the same to the appropriate accounts.

ART. 8. The Trustees herein directed to be annually elected, together with four others, to be appointed agreeably to the 46th Chapter of the Acts of the year 1864, by the Governor with the advice and consent of the Council, shall constitute a Board for the immediate management of all the property and concerns of the Institution. They shall meet at least as often as once a month, at such time and place as they shall by vote determine, or as their Chairman shall direct; and all questions which shall come before the Board shall be determined by a majority of the Trustees present and voting thereon. They shall have power to take any measures which they may deem expedient for encouraging subscriptions, donations, and bequests to the Corporation,—to petition the Legislature for any additional grants or privileges, and for such amendments and alterations of the several acts relative to the Corporation, as they may think advisable, - to take charge of and watch over the general interests





and concerns of the Institution,—to enter into, and bind the Corporation by such compacts and engagements as they may deem advantageous,—to lease, or sell and convey, or authorize the Treasurer, or any one of their own number, to lease or sell and convey any real estate owned by the Corporation, - to fill any vacancy that may occur between the annual meetings of the Corporation, in the office of Treasurer or Secretary, and in that portion of their own number chosen by the Corporation, as provided in the 31st Chapter of the Acts of the year 1819, — to appoint annually or otherwise, all proper and necessary physicians, surgeons, officers, assistants, and servants, for the superintendence and management of the respective departments, with such salaries and allowances as they may from time to time fix and determine,—to make such rules and regulations for the government of the said physicians, surgeons, officers, assistants, and servants, and for the admission of patients, and the well-ordering and conducting the respective departments of the Institution, as to them may seem proper and expedient; provided, however, that the said rules and regulations shall at all times be subject to be altered or amended by the Corporation at their annual meeting or at any legal meeting specially called for that purpose.

They shall cause a fair record of all their doings to be kept, which shall be laid before the Corporation at every meeting thereof; and at every annual meeting they shall make a written report on the Treasurer's accounts, and on the general state of the Institution, comprising a statement of the number of patients admitted and discharged during the year at each department, and an account of the receipts and expenditures in each department; and for this purpose they shall, at some previous meeting, appoint a Committee of the Board.

ART. 9. The Secretary shall notify and attend all meetings of the Corporation and of the Board of Trustees, and shall keep a distinct record of the doings of each. He shall keep a record book in which shall be entered such extracts from all wills devising or bequeathing any property to the Corporation as affect the Institution. He shall also audit the accounts of the Institution, and shall be sworn to the faithful performance of his duties.





#### RULES AND REGULATIONS

FOR

#### THE HOSPITAL.

ADOPTED 1874.

#### CHAPTER I.

APPOINTMENT OF OFFICERS, OF COMMITTEES, AND OF MEETINGS OF TRUSTEES.

ARTICLE 1. The Board of Trustees shall annually, at their first meeting after the annual meeting of the Corporation, choose by ballot not more than ten practitioners in Physic or Surgery, who shall constitute a Board of Consultation; whose duty it shall be, whenever officially called upon by the Trustees, or the Medical or Surgical Officers, to render such advice as they may deem most for the true interest of the Institution.

ART. 2. The Trustees shall also, at said meeting, elect a Resident Physician, Steward, Matron, and House Apothecary, six Visiting Physicians, six Visiting Surgeons, four Physicians and three Surgeons to Out-Patients, a Physician to Out-Patients with diseases of the Skin, a Physician to Out-Patients with diseases of the Nervous System, a Physician to Out-Patients with diseases of the Throat, an Ophthalmic Surgeon to

Out-Patients, a Dentist, a Microscopist and Curator of the Pathological Cabinet, a Chemist, and an Artist; all of whom shall hold their respective offices during the pleasure of the Trustees, and until others shall have been chosen and qualified in their stead.

- ART. 3. At said meeting, or whenever in their opinion it is expedient, the Board of Trustees may appoint any other officer and officers, with such duties as they may prescribe.
- ART. 4. At said meeting, the Board of Trustees shall appoint the following Standing Committees, and such others as they may deem advisable, viz:—

A Visiting Committee, to consist of two Trustees for each month in the year, and so composed that every Trustee shall serve for two months. Admissions to the Hospital shall be under their control.

A Committee on Admitting Patients, to consist of three Trustees, whose duty it shall be to admit patients to the Asylum; to fix their rates of board, subject to the Rules of the Trustees; to supervise all papers and bonds relating to them, and to report to the Board of Trustees, from time to time, in writing, the names of such patients as they may recommend for removal, with reasons therefor; and this Committee shall make an annual report of its doings to the Board of Trustees.

A Committee on Finance, who shall, under the control of the Board of Trustees, advise and direct the Treasurer as to the mode of keeping his books and accounts, the investment of money, and the man-





agement and custody of all moneys, bonds, notes, deeds, and other securities belonging to the Corporation.

A Committee on Accounts and Expenditures, who shall have full control over all expenditures at the Hospital and Asylum, excepting only such as may be especially in charge of other committees; direct the purchases of all supplies and materials, by such methods and regulations as they see fit; fix the rate of wages of all employés, not including the salaries of officers appointed by the Trustees; and in all ways exercise a general authority over the current economies of the Hospital and Asylum. They shall approve all bills, vouchers, and drafts on the Treasurer, examine the books and accounts of the Stewards every month, and, with the assistance of the Secretary, audit and certify to the correctness of the quarterly and yearly financial statements to the Board of Trustees, in season for their regular meetings. They shall also make an annual report to the Board of Trustees.

A Committee on Free Beds, whose duty it shall be to call on subscribers to renew their annual subscriptions, to solicit new subscriptions, and to report the names of all subscribers to the Treasurer.

A Committee on the General Library and the Warren Fund, who shall have charge of the Library, and be authorized to expend and draw on the Treasurer for any sums which the Trustees may, from time to time, appropriate for the purpose of increasing it, and shall annually report their doings in regard to the same,

with a statement of the number of volumes on hand, and in case of any loss, of the number and titles of the books which are missing; and who shall, agreeably to the directions of the donor of the Warren Fund, purchase religious and moral publications for the use of the patients, with the income derived from said fund, which shall be subject to their order, and report, annually, a list of the books which they have purchased, with their titles and cost, and the manner in which they have been disposed of.

A Committee on the Book of Donations, who shall enter in the same all Donations, Bequests, Devises, and Subscriptions to Free Beds, which have been received during the year; and from time to time examine the Record Book of Bequests to the Hospital, kept by the Secretary of the Corporation, and annually report their doings.

A Committee on Alterations and Repairs, to consist of three persons, whose duty shall be to superintend and direct all alterations and repairs at the Hospital and Asylum that may be proposed by the officers of the Institution, or ordered by the Trustees. In cases where the cost of such repairs and alterations shall not exceed the sum of one hundred dollars, the Committee shall have full power to order and control the same; in all other cases, the consent of the Board of Trustees shall be necessary to the exercise of their powers.

ART. 5. There shall be a Quarterly Meeting of the Board of Trustees at the Hospital on the Fridays preceding the third Wednesdays of January, April,





July, and October, at 3½ o'clock, P. M., or on such other days in said months as they or their Chairman shall direct, for the purpose of examining into the general state of the Hospital; and at this meeting all reports, books of accounts, and minutes relative to the Hospital shall be laid before the Board.

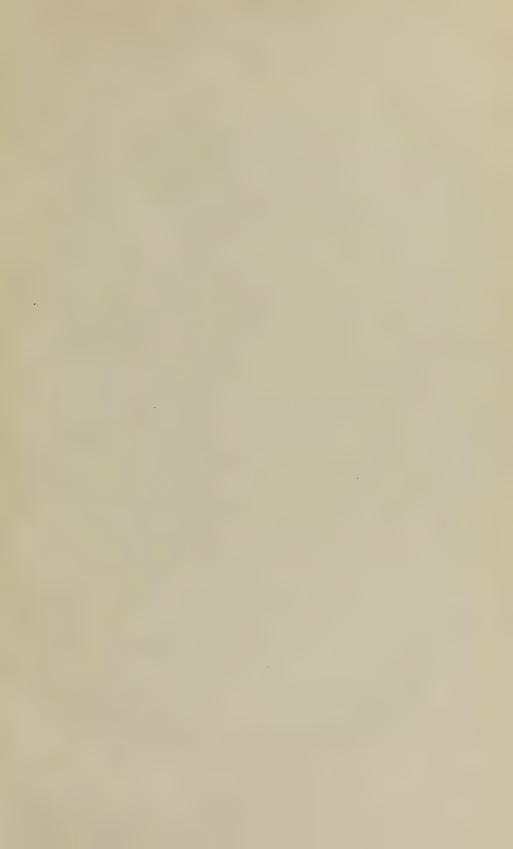
#### CHAPTER II.

#### VISITING COMMITTEE.

ARTICLE 1. The Visiting Committee shall meet at least once in every week at the Hospital, on such day and hour as they shall appoint; and if either of those to whom this duty shall belong shall be unable to attend, he may procure some other Trustee, or Officer of the Corporation to attend in his place. They shall visit the wards weekly, and the other parts of the establishment as often as it may seem to them desira-They shall at each visit receive from the Resident Physician a list of the patients, and shall see each of them if practicable. The Committee in their visits to the rooms, wards, and other parts of the house, shall not, unless at their own request, be accompanied by any of the officers or attendants of the Hospital. They shall examine carefully the state of every part of the establishment, and ascertain whether its officers and attendants fulfil their duties faithfully and humanely.

ART. 2. The Visiting Committee, when patients are admitted to the Hospital according to the regulations contained in Chapters IV and XIII, shall require an obligation, with surety, in such form as the Trustees shall from time to time prescribe, for the payment of board, medical attendance, medicine, charges in case of death or removal, damages wantonly done to the buildings or furniture, and all other expenses incurred for the patient; or they may receive such security in money as they may deem sufficient, the sum, except in special cases, not to be less than the amount of five weeks' board. And if a corporate town in this Commonwealth be principal, the obligation may be signed by any overseer of the poor of said town, who shall file with the obligation a certified copy of a vote authorizing him to execute the same.

ART. 3. The Visiting Committee shall keep a book of minutes at the Hospital, common to all the Committees in succession, in which shall be entered, at each weekly visit, the number, terms of admission, and suitable descriptions of all persons by them admitted, and of all who have died or been discharged, or have in any way left the Hospital; and any matter or thing affecting its condition or administration which they may deem proper for mention, as a concise statement of the general appearance of the wards and patients at the time of the visit, and all other business which shall come before them; which book shall be laid before the Board of Trustees at their quarterly meetings at the Hospital.





- ART. 4. The Visiting Committee may, from time to time, on the recommendation of the Physicians and Surgeons, continue the time of patients for two weeks, or place them temporarily on free beds, subject to the action of the Trustees at their next meeting; and they shall give such orders and establish such regulations from time to time (which it shall be their duty to record) as they may think proper to effect the objects of the Institution; provided the same be not repugnant to the By-laws of the Corporation, or to the Rules and Regulations of the Board of Trustees.
- ART. 5. They may direct the Resident Physician to give relief, in money or clothes, to any patient when discharged, who from extreme poverty or distress may need the same.
- ART. 6. The Visiting Committee may at any time require the Resident Physician to report the names of applicants for admission before admitting them, and may dismiss any patient whom they think improperly admitted, or alter the terms of admission.

## CHAPTER III.

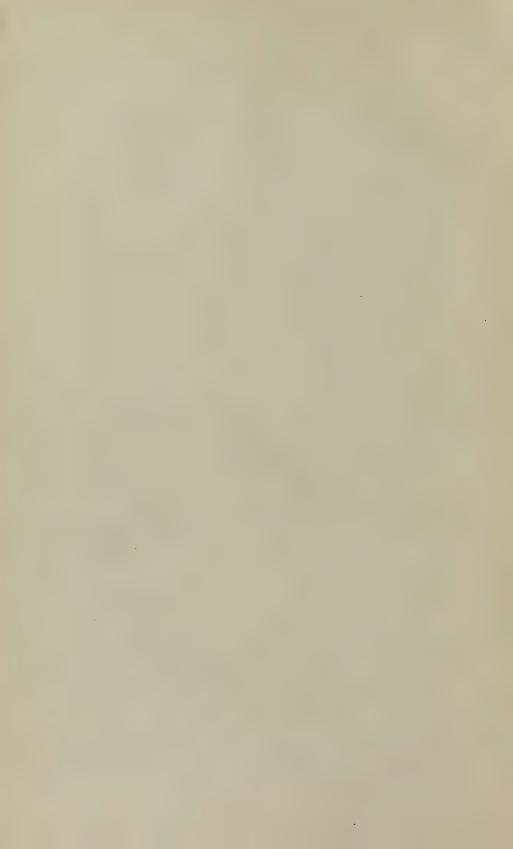
### VISITING PHYSICIANS AND SURGEONS.

ARTICLE 1. During alternate terms of four months in each year, two Physicians and two Surgeons shall have the care of the patients, who shall be assigned to them alternately by the Resident Physician.

The two Attending Physicians and Surgeons may be allowed respectively to exchange patients with each other, when moved to do so by any important considerations. Each officer shall have the exclusive control and care of all the patients assigned to him, and each shall render to the other such assistance as may be desired, and if either be prevented by any cause from performing his duties, they shall be performed by his associate, by some one of the other Visiting Physicians or Surgeons, by the Resident Physician, by one of the Physicians or Surgeons to Out-Patients, or by the Microscopist and Curator of the Pathological Cabinet, as may be arranged by such officer. Their directions in regard to the patients shall be complied with by all the officers and attendants, so far as they may be consistent with the rules and regulations established by the Board of Trustees, or with the directions of the Visiting Committee.

ART. 2. The Attending Physicians and Surgeons, respectively, shall each week report in writing the names of such patients as they think should be discharged or retained after the expiration of their time, and shall cause the Resident Physician to be informed, from day to day, of those unsuitable for, or no longer requiring treatment in the Hospital. They shall take notice of everything which occurs within the building, that in their judgment is detrimental to the health or comfort of the patients, inconsistent with the rules and regulations, or adverse in any way to the best interests of the establishment, and report the same to the Visiting Committee, or to the Trustees.





The Visiting Surgeons have authority to call upon any of the Surgeons to Out-Patients for assistance.

ART. 3. Practising Physicians and Surgeons of regular standing may be permitted to visit the Hospital on making themselves known to the Attending Physicians or Surgeons, or, in case of their absence, to the Resident Physician; but they are not to examine the patients or make any observations upon their medical or surgical treatment, except in the presence and at the request of some one of the several Physicians or Surgeons attached to the Hospital.

Students of medicine may be admitted to view the clinical practice of the Hospital by the written permission of one of the Visiting Physicians or Surgeons, or of the Resident Physician; but female students, if admitted, shall be placed in classes separate from male students, and shall attend the clinical practice of the female wards exclusively.

- ART. 4. In any critical or capital case, when in their judgment the interests of the Institution require, the Attending Physicians and Surgeons shall call upon the Board of Consultation for advice.
- ART. 5. They shall nominate to the Board of Trustees a list of all the applicants suitable for the office of House Pupils, two of whom shall be chosen to fill the offices of Medical, and four, those of Surgical House-Pupils.
- ART. 6. They shall, with the previous knowledge and consent of the Steward, perform all autopsies,

except those made by the Curator, and each officer present at the same shall be responsible that they are conducted and finished in a decent and proper manner.

ART. 7. They shall keep a Case-Book in each of the two departments of medicine and surgery, in which shall be recorded by them, or under their direction, in appropriate columns, the name, date of admission, and disease of each patient placed under their care, and the result; together with all important facts in the diagnosis, history, or treatment of the case. As often as may be deemed advisable, with the consent of the Board of Trustees, a Summary or Index of the principal points in the Case-Books shall be prepared by some suitable person. They shall also report to the Trustees, whenever they see occasion, upon the general state and condition of the Hospital, its officers and attendants, and shall suggest such improvements as to them may appear advisable.

# CHAPTER IV.

#### RESIDENT PHYSICIAN.

ARTICLE 1. There shall be a Resident Physician, who shall be chosen annually by the Trustees. He shall be of good standing and character in his profession, and shall have had an experience of at least five years in the same.





- ART. 2. He shall reside in the house, and shall give his professional services wholly to the Hospital; and, subject to the Trustees, shall have the immediate charge and superintendence of the Medical and Surgical Department of the house, except the treatment of the patients, and be responsible for its proper arrangement, discipline, and conduct; overseeing its various parts, adapting them to each other, enforcing a strict observance of the rules and regulations; observing and correcting all ill conduct, negligence, or want of skill in his subordinates, and, by his attention and fidelity, securing everywhere a systematic, economical, humane, and efficient administration. If any occasion should arise when fees might properly be paid to him, he should make them over, when received, to the Treasurer.
- ART. 3. He shall, under the direction of the attending Physicians and Surgeons, have the entire charge and control of the House-Pupils, who shall at all times implicitly obey his directions, and it shall be his duty to see that they comply with the prescriptions and orders of the Physicians and Surgeons of the Hospital, in relation to the treatment of the patients.
- ART. 4. He shall have a general oversight and superintendence of the Apothecary's Shop; shall see that the same is neatly kept, and duly and economically supplied; that the drugs and medicines are promptly and correctly prepared, and that order and system are at all times preserved.

ART. 5. He shall assist a Committee of two Surgeons, appointed by the Trustees, in the charge and custody of all surgical instruments and apparatus of every kind, and, for this purpose, he shall make a true and perfect inventory of the same, in a book to be kept in the Hospital, with an estimate of their value; and, from time to time, as new articles are purchased, he shall enter them severally in said book, with the date of purchase, their cost, and the party from whom they were procured. And whenever any articles are lost, missing, or worn out, the same shall be entered and so described in said book, and the sums for which they were purchased duly entered on the credit side of said account. He shall, under the directions of the Trustees, purchase all the surgical instruments, lint, bandages, and apparatus, which are required for the use of the Hospital; but purchases of instruments from the income of funds especially provided for such purpose, shall be made under the direction of the Committee of Surgeons, and they shall make such rules for the use and keeping of instruments as may seem to them best.

ART. 6. It shall be his duty to admit patients to the Hospital; and when applicants cannot attend personally at the house, some one of the Physicians or Surgeons for out-door patients, who shall receive a suitable compensation therefor from the patient, shall visit them at their residences. He shall decide, subject to the rules and orders, from time to time, made by the Trustees, in regard to the propriety of the admis-





sion of every applicant, and the rate at which he shall be charged for board, the same not being less than the lowest rate prescribed by the Trustees. And if any free beds are unoccupied, he may grant admission to them in such cases as he shall think proper. He shall keep, in a book, a complete list of the date of admission, name, birthplace, place of abode, and disease of every applicant, and if admitted, on what terms; and this list, which shall be kept in a tabular form, and exhibit a tabular summary for each quarter, shall be open to the inspection of the Trustees, Physicians, and Surgeons.

The Visiting Committee, however, shall have the power, at any time, to require him to report to them the names of applicants, before admitting them; and they may dismiss any patient whom they think improperly admitted, or alter the terms of admission. And any Trustee, or either of the Physicians or Surgeons of the Hospital, may, in case of emergency, send a patient, in the first instance, to the Hospital by a written permit; and the Visiting Committee shall, on the certificate of one of the medical officers, decide, as soon as may be afterwards, whether such patient shall remain, and shall fix the terms of board.

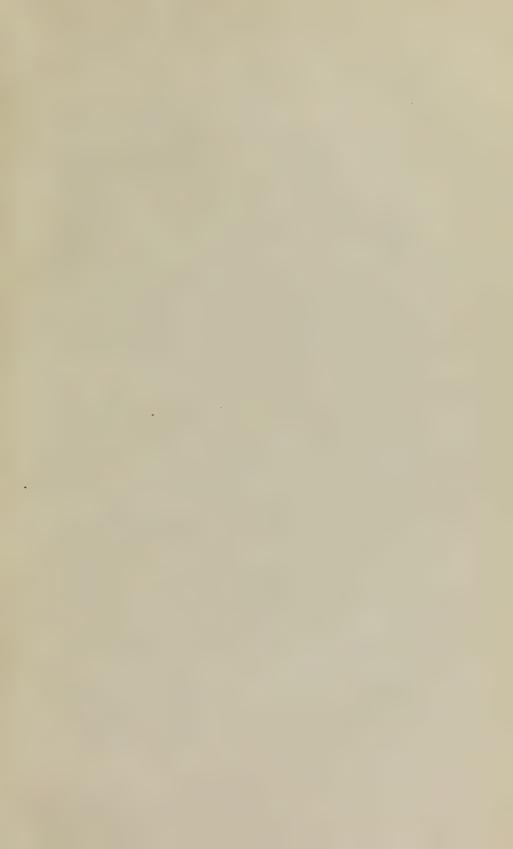
ART. 7. He shall personally receive the patients into the Hospital on their admission, or in case of his temporary absence from the Hospital, he shall designate one of the House-Pupils to act for him herein. It shall be his duty to appoint for each patient the

ward and the bed he or she shall occupy, and to change the same from time to time as occasion may require, but subject always, in this respect, to the orders of the Physicians and Surgeons under whose care the patient may be.

ART. 8. If, after admission, any patient is suspected of being affected with smallpox, or other contagious disease, he may, in the absence of the Physicians and Surgeons, decide upon the case; and at once remove from the ward, or discharge from the Hospital, such patient. And whenever patients misbehave, or violate any of the standing rules of the house, he may, if he think proper, remove or discharge them; but in all such cases, it shall be his duty to report such removal or discharge to the Visiting Committee, at their next visit.

ART. 9. He shall report to the Attending Physicians and Surgeons, for their action, in a book to be prepared for the purpose, the names of all paying patients whose time has expired, and of all free patients who have been in the house more than three weeks, with the date when they became free, and the wards which they occupy, which report he shall submit, weekly, to the Visiting Committee for their action; and at every quarterly meeting of the Trustees, he shall lay before them a list of all patients who have been in the house over three months.

ART. 10. He shall enter in the proper books, for the Visiting Committee's inspection, the name, age, residence, and disease of each patient received or



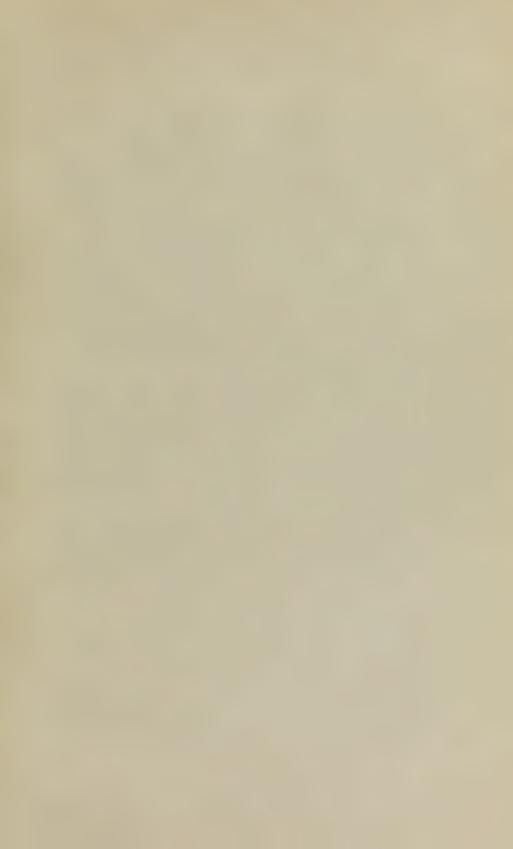


admitted; the rate of board, with the securities therefor; the time when received, removed, discharged, eloped, or deceased, and in case of discharge, his state at the time, that is, whether well, relieved, or much relieved, with such remarks on each case as the Physicians or Surgeons may request him to make. He shall prepare a book, to be kept in the Trustees' room, in which shall be recorded all recommendations of the Physicians and Surgeons for the continuance of the time of free patients; and it shall be prepared in a tabular form, and shall contain the names of the patients, the date of their admission and of their becoming free, together with the recommendation for their continuance, signed by the parties proposing the same.

ART. 11. He shall, when required, report the condition of the patients to the Physicians and Surgeons, and shall see that the patients are properly prepared for their stated daily visits; that the House-Pupils and other proper officers attend them in their walk, and that their prescriptions and orders are duly recorded, and faithfully and promptly carried out. He shall daily make an evening visit through all the wards; at which times he shall ascertain if the medicines, diet, and other regimen have been properly administered and attended to. And, in cases of accident and of great emergency, when the Physicians or Surgeons are absent and cannot be obtained without injurious delay, he may order such prescriptions as the safety and comfort of the patient may seem to him, for the time being, to require.

ART. 12. He shall determine the number of regular nurses, night-watchers and ward-tenders, who may from time to time be required for the proper service of the several wards; and, upon his recommendation, they shall be engaged, removed, and discharged by the Steward. He shall also, under the general direction of the Visiting Committee, and at the request of the attending Medical Officers provide special nurses and night-watchers.

ART. 13. It shall be his duty to see that the nurses, night-watchers, and ward-tenders are intelligent, faithful and kind in the discharge of their duties; that the wards are clean, properly warmed and ventilated, that a record is kept of the temperature of the several wards, and that the beds and bedding are sufficient and in nice order; that there is no period of time when the patients are without proper attendants; and, especially, that the nurses are in their several wards each morning, ready for duty, before the night-watchers leave the ward-rooms for the day. He shall also see that no unnecessary noise or disturbance takes place in the wards and galleries, but that quiet and good order are at all times preserved. From time to time, and as frequently as may be expedient, he shall visit the wards at mealtime, and ascertain that the food and diet of the patients are in conformity to the directions and orders of the Trustees, Physicians, and Surgeons,—good of their kind, properly cooked, sufficiently hot, and becomingly served.





The general House Diet of the patients prescribed by the Resident Physician, under the directions of the Trustees, and the special diet by the Visiting Physicians and Surgeons and their prescriptions, must be rigidly adhered to.

In regard to House Diet, it is not meant that every article included within this term will be on the table every day; nor that patients are to order any of the articles at their own pleasure, but that they are to partake of such as are prepared for the day, and placed on the table.

When patients believe that particular articles are necessary for them, they will mention this to the medical officer under whose care they are placed, and he will order the same, if he thinks it necessary. He will also give specific orders for diet in any case in which he thinks them requisite; and he will likewise limit the quantity in such way as he believes necessary for the welfare of his patient in any case. If the nurses observe that any patient takes food or drink in excess, it shall be their duty to make the same known to the medical gentleman under whose charge such patient is placed.

ART. 14. He shall prepare an order-book for each ward, in which shall be recorded, under appropriate headings, all orders for the supply of food and liquors and articles required in the wards for the use of either patients or nurses; and, when the diet is ordered, the orders shall designate whether they are extra supplies to be added to the ordinary diet of the patients, or

restricted supplies to be given as a substitute therefor, and the orders shall also designate the time for which extra supplies shall be added to the ordinary diet of the patient, and no extra diet or stimulant shall be ordered for more than one week in advance. The order-book shall be sent daily to the Steward as soon as possible after the stated visits of the Physicians and Surgeons, and submitted to them and the Trustees, whenever required. Whenever, in cases of emergency, it may be necessary to issue a special order, an entry of the same must be made at the same time in this book, and the order be marked as entered therein.

When any particular diet is ordered for more than a day or two, it shall be noted on the card on the patient's bed, so that the medical attendant may be reminded of it; and articles particularly expensive shall not be continued longer than necessary for the patient's welfare.

ART. 15. He shall make such provision for the religious worship, comfort, and instruction of the patients as, with the concurrence of the Trustees, he may from time to time deem advisable; and when any patient is dangerously ill, he shall, at his discretion, inquire whether he desires to converse with any religious person, and, if so, shall invite the person named to attend.

ART. 16. He shall, upon the death of every patient, immediately give notice in writing of the fact to the Steward, in order that he may notify the





family and friends; and he shall cause the body to be properly laid out and conveyed to a room provided for the purpose, when and where it shall be in the custody of the Steward. He shall also make a regular return of the death to the City Registrar.

He shall keep a press copy of his official correspondence, including notices to relatives and friends of deceased patients.

ART. 17. He shall see that the Horse and Ambulance and other vehicles at the Hospital, are, so far as possible, kept in readiness for prompt service upon call, and that they shall not be used for other purposes, excepting for carrying the Physicians and Surgeons in emergencies, chiefly at night, to and from the Hospital.

ART. 18. He shall see that no person, unless authorized under the rules and regulations, enters the wards, or the operating or lecture rooms, without his permission; and that no student or other person shall question or examine any patient, excepting by the permission and in the presence of the Physicians and Surgeons.

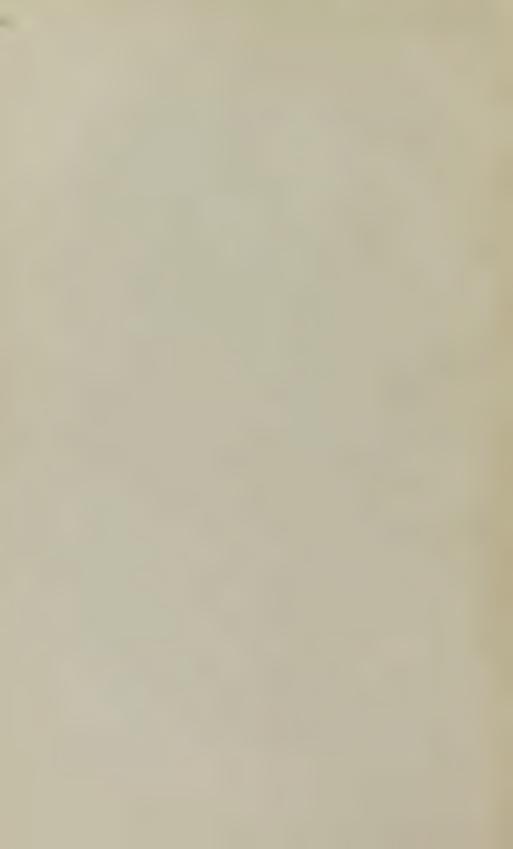
ART. 19. It shall be his duty to make a report in writing to the Trustees, at each of their quarterly meetings, of the conduct and condition of the medical and surgical department under his care during the preceding quarter; exposing all wants, defects, and negligences that may have come under his notice in relation to persons, matters, or things appertaining to the same, and suggesting any alteration or improvement therein, whether administrative,

executive, or economical, that he may deem advisable. His report shall exhibit in tabular form the number of applications for admission which have been made to him during the preceding quarter, the sex and birthplace of the applicant, the number refused for want of room and for other causes, the number of free and of pay patients admitted, the number discharged and the number on hand; also, the number of chronic cases in the house. His report shall, in addition, contain an account of the condition and value of the surgical instruments, lint, bandages, and other apparatus belonging to the Hospital, and of all purchases made during the preceding quarter; and also of the management and condition of the Apothecary's shop, with a statement of the quantity and cost of the medicines and other articles which have been purchased therefor during the preceding quarter. In the month of January, yearly, he shall also make an annual report, embracing the above particulars.

ART. 20. He shall make such arrangements as to enable him to take, every year, a vacation of not less than two weeks, giving notice of his intention to the Chairman of the Board of Trustees; and so far as he may find it possible and expedient, he shall allow a yearly vacation of two weeks to each of the resident officers and employés of the Hospital.

ART. 21. He shall perform such other duties as the Physicians and Surgeons, with the approbation of the Visiting Committee, may request him to perform, and which the Trustees, from time to time, shall direct and require.





## CHAPTER V.

#### HOUSE-PUPILS.

- ARTICLE 1. There shall be six House-Pupils, two for the medical and four for the surgical department, who shall be annually chosen by the Trustees from a list of all the applicants qualified for the service, to be nominated by the Visiting Physicians and Surgeons; and in case either of them is temporarily prevented from attending to his duties, he shall report to the Resident Physician, who after consultation with the attending Medical Officer, may appoint a substitute.
- ART. 2. They shall not leave the duties of their respective posts except in cases of urgent necessity, nor without having obtained permission from the Resident Physician; and in no case shall they make an exchange of their respective departments without the consent of the Medical Officers, and the approval of the Board of Trustees.
- ART. 3. They shall pass the nights in the Institution, and be ready for service when required; and, when authorized by the Board of Trustees, the Resident Physician may cause them to be supplied with such meals as he may deem necessary for the prompt performance of their duties.
- ART. 4. They shall be under the entire charge and control of the Resident Physician, subject to the direction of the Visiting Physicians and Surgeons of the

Hospital during the time of their regular visits; and shall implicitly follow his instructions and directions.

ART. 5. It shall be their special duty to prepare the patients for the regular medical and surgical morning visits; to attend upon the Visiting Physicians and Surgeons at that time; to report the condition of the patients to them; and to receive, record, and carry out their orders and prescriptions in respect to the treatment, diet, conduct, and exercise of the patients. They shall note important changes in the patients, and if necessary, notify the Resident Physician and the attending Medical Officers thereof. When patients are admitted into the Hospital, they shall, in the absence of the Resident Physician, receive them, report their cases to him as soon as may be, and see especially that a bath is administered, whenever it is possible and safe, before they are admitted into the wards. The House-Pupils in the surgical department, under his directions, shall see that patients are prepared for operations; that those whose cases require it are seasonably and properly dressed; and that the surgical instruments are ready for use and properly taken care of after operations.

ART. 6. They shall keep, under the direction of the Visiting Physicians and Surgeons, a daily record of every important fact in the history of the patients, and, as soon as possible, enter it in a careful manner in the Case-book of the department, as prescribed in Chapter III, Article 7; and the Case-book shall be kept at the Hospital, in charge of the Resident





Physician, and no volume of its records shall be taken from the house except with his consent, and upon a receipt therefor by the person taking it.

ART. 7. They shall record all prescriptions and directions of the Visiting Surgeons and Physicians in the mode and manner prescribed by them, and a copy of the same, properly attested, shall be transmitted to the Apothecary as soon as possible after they are given. They shall see that the medicines ordered for the sick are administered at the times prescribed, and with care and neatness. It shall also be their duty to see that the Order-books are properly kept in the several wards, and that the daily orders for the supply of food and liquors are duly entered therein.

ART. 8. Each of said House-Pupils shall, when requested so to do, attend and aid in post-mortem examinations, and perform all other duties that the Resident Physician, the Visiting Physicians and Surgeons, or the Trustees, may from time to time require Each of them, before entering upon the duties of his office, shall be required to sign a certificate that he has read the Rules and Regulations of the Board of Trustees, and pledges himself to the faithful observance of such as pertain to his office, so long as he shall occupy the same; and each of them, at the termination of his service, provided he shall have performed his duties faithfully, and to the satisfaction of the Trustees, shall receive from them a certificate thereof, under the Seal of the Corporation.

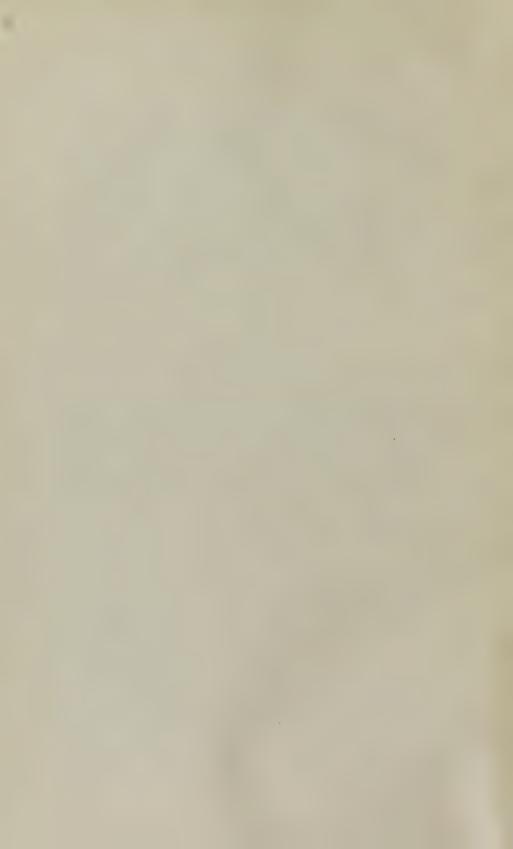
ART. 9. Said Pupils shall have completed three years in the study of medicine; they shall be elected at the quarterly meeting of the Trustees in April in each year, and shall enter on their duties on the first of August following, the interim being occupied by them in making themselves acquainted with their respective duties; and they shall not graduate before the following June.

### CHAPTER VI.

### HOUSE APOTHECARY.

- ARTICLE 1. There shall be chosen annually a House Apothecary, who shall reside at the Hospital. He shall never lodge out of the Hospital, nor leave it at any time without the consent of the Resident Physician, except at such regular times as may be agreed to by him. He shall not become a student of medicine during his term of service, but shall devote his whole time to the duties of his office.
- ART. 2. He shall have the immediate care and custody of all drugs, medicines, and other articles belonging to this department, and of all wines, porter, and other spirituous liquors used in the house, and shall be responsible therefor.
- ART. 3. He shall compound and make up all medicines which may be prescribed, agreeably to the directions of the Physicians and Surgeons, and with exactness and promptitude; and he shall purchase no compounds, and, especially, no tinctures, infusions,





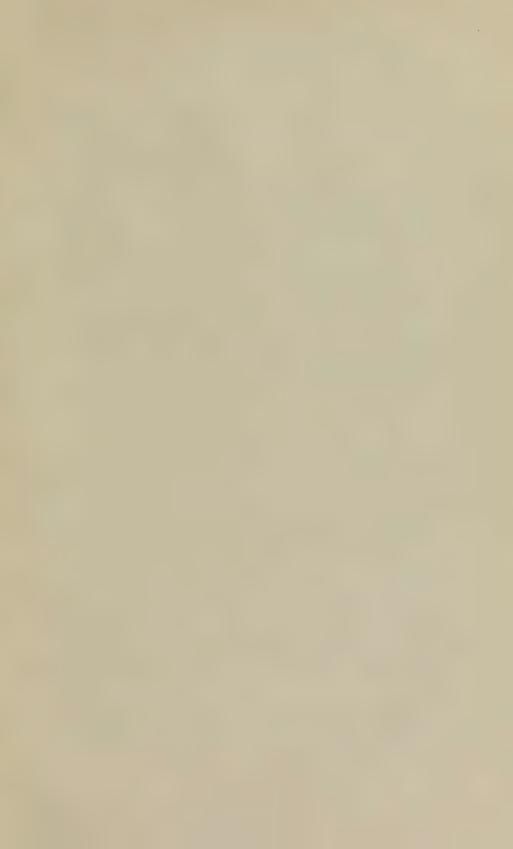
syrups, or pills, which he can properly prepare himself, unless he is specially directed to do so by one of the Physicians or Surgeons.

- ART. 4. He shall deliver no medicine or other articles unless the same is duly entered upon the prescription or Order-books, or ordered in writing; and shall permit none to be carried out of the house, unless prescribed or ordered for the use of out-door patients,—which prescriptions and orders shall be entered in a separate book; and in his quarterly report he shall specifically state their number, with his estimate of their actual cost in money.
- ART. 5. He shall put up the medicines intended for each ward separately; and shall annex to them labels containing the names of the patients for whom they are respectively prescribed, with written or printed directions for the use of them; and he shall deliver them promptly to the nurses of each ward, to be by them administered to the patients.
- ART. 6. He shall keep the Dispensary and everything belonging to it clean and in perfect order, and the same shall remain open from 8 o'clock in the morning to 7 o'clock in the evening, in his charge. He shall observe economy in everything relating to his department, be particularly careful in the preparation and delivery of medicines, and permit no noise, confusion, or disorder in his premises. No liquid medicines, unless specially ordered, shall be put up in larger quantity than a four-ounce phial will contain, except infusions, decoctions, and those intended for external application.

ART. 7. He shall make all purchases in his department, and of such persons as the Trustees may from time to time select, and, where it is possible, in considerable quantities. All purchases shall be made by his written order, which shall specify each article, the amount, and the date when ordered, and be entered in full in a pass-book procured for this purpose, and kept in the shop; and whenever he proposes to purchase, this pass-book, with his orders written therein, shall be sent to the party of whom the purchase is to be made, and, as soon as practicable, returned to the Hospital, with the price of each of the articles bought, distinctly set down against the same, in the handwriting of said party or his agent.

ART. 8. He shall, upon entering on his duties, examine and verify the inventory of stock on hand, and, from time to time, he shall duly enter all new purchases in the stock book; and once a quarter he shall report in writing to the Resident Physician, the kinds and amount of medicines, liquors, and other articles which he has purchased, and the actual cost of the same; the number of out-door prescriptions he has made up, and their probable cost in money; together with such information and suggestions in relation to the management and condition of his department, as he may deem to be interesting or useful.

ART. 9. It is expected that the Apothecary will continue to discharge the duties of his office during the whole term for which he may be elected, and





that if he intends to resign them before its close, he will give the Trustees at least two months' notice of his intention so to do.

ART. 10. He shall be under the general supervision and control of the Resident Physician, and shall follow his directions. He shall also perform such other duties as the Physicians and Surgeons, or the Trustees, may, from time to time, respectively require of him.

ART. 11. No articles in his charge shall be removed from the Dispensary, unless delivered by him, or by his directions.

ART. 12. He shall, at the close of the year, make an accurate inventory of stock on hand, with estimate of value.

### CHAPTER VII.

PHYSICIANS AND SURGEONS TO OUT-PATIENTS, AND DENTIST.

ARTICLE 1. There shall be chosen annually, four Physicians and three Surgeons; three other Physicians, to treat respectively diseases of the skin, of the nervous system, and of the throat; an Ophthalmic Surgeon, and a Dentist, of good standing in their profession, whose duty it shall be to receive and treat daily, at the Hospital, such sick and disabled persons among the poor, as shall apply to them there for this purpose.

ART. 2. They shall have a place of reception assigned to them by the Trustees, and shall discharge

the duties of their offices with fidelity, skill, diligence and humanity.

- ART. 3. They may make such rules and regulations, for the conduct and management of their departments, as they may deem expedient, subject at all times to the approval and revision of the Trustees; and may procure assistance in the discharge of their duties. In difficult or interesting cases, they shall consult with the Visiting Physicians and Surgeons.
- ART. 4. Until otherwise directed by the Trustees, they may, in special cases, and where the dictates of humanity evidently require it, by an order in writing, request the House Apothecary to make up any prescription for an out-door patient, and thereupon the Apothecary shall comply with the same.
- ART. 5. They shall, when requested by the Resident Physician, visit any patient who cannot attend personally at the Hospital, in order to ascertain if he be a suitable subject for admission, and shall report the facts to him, and for this service they may receive a suitable compensation, to be paid by the patient or by the Hospital, as the case may admit or require; if the compensation is paid by the Hospital it shall be by vote of the Trustees and by order on the Treasurer.
- ART. 6. They shall, at each quarterly meeting of the Trustees, present, through the Resident Physician, a written report of the number of applicants for relief during the preceding quarter, classified under the headings of disease, men, women, children,





Americans, foreigners; the whole number treated, and the whole number of prescriptions which they have given; and annually, in the month of January, they shall make a similar report for the previous year, accompanied by such remarks on the character, condition, and diseases of the patients, and results of treatment, as they may think important.

ART. 7. Out-Patients, when possessed of property, are expected to pay reasonable fees for advice and operations, according to the judgment of the Physicians or Surgeons to Out-Patients attending them; and all fees received shall be for the use of the Hospital, except fees paid as provided in Article 5 of this Chapter, unless otherwise ordered by the Trustees.

No charge shall be made for filling teeth, except when gold is used, and no charge shall be made for the extraction of teeth. For the use of gold, and for the manufacture of artificial plates and teeth, a sum sufficient to cover the actual cost of the material employed may be charged to the patient, who shall be informed that the charge will be made and agree before the commencement of the operation to pay it.

# CHAPTER VIII.

CHEMIST.

ARTICLE 1. He shall, under the direction and at the discretion of the Physicians, examine the healthy and diseased secretions of the human body.

Under the direction and at the discretion of the Surgeons, he shall examine and analyze all growths, tumors, and diseased parts that may be removed from patients by operation or otherwise.

ART. 2. He shall be present at and assist, if necessary, in making all the autopsies, both medical and surgical, that may occur in the Hospital.

ART. 3. He shall report on the appearances and peculiar phenomena presented in his examinations, which reports shall be inserted in the record of the cases to which they belong. Whenever, in the discretion of the Physicians and Surgeons it may be deemed expedient to print the results of his investigations, or accounts of remarkable or peculiar phenomena, he may publish the same under the patronage of the Hospital, when authorized so to do by a vote of the Trustees.

# CHAPTER IX.

MICROSCOPIST AND CURATOR OF THE PATHOLOGICAL CABINET.

ARTICLE 1. He shall have charge of the Pathological Cabinet; shall preserve morbid specimens, and arrange them in the way best fitted to make them useful.





ART. 2. Under the direction and at the discretion of the Physicians, he shall examine, microscopically, the healthy and diseased secretions of the human body.

Under the direction and at the discretion of the Surgeons, he shall examine, microscopically, all growths, tumors, and diseased portions that may be removed from patients by operation or otherwise.

ART. 3. He shall make all the autopsies, excepting such as shall be made by the Attending Physicians and Surgeons, and shall observe strictly the regulations in Chapter III, Article 6, and Chapter XI, Article 8.

## CHAPTER X.

#### ARTIST.

- ARTICLE 1. He shall, under the direction and at the discretion of the Physicians and Surgeons, make accurate drawings of such anomalous and rare cases of disease as shall be useful for future reference and examination.
- ART. 2. He shall be present and assist the Physicians and Surgeons whenever his services may be desirable.
- ART. 3. All copies and drawings shall be carefully preserved in a portfolio provided for the purpose, and

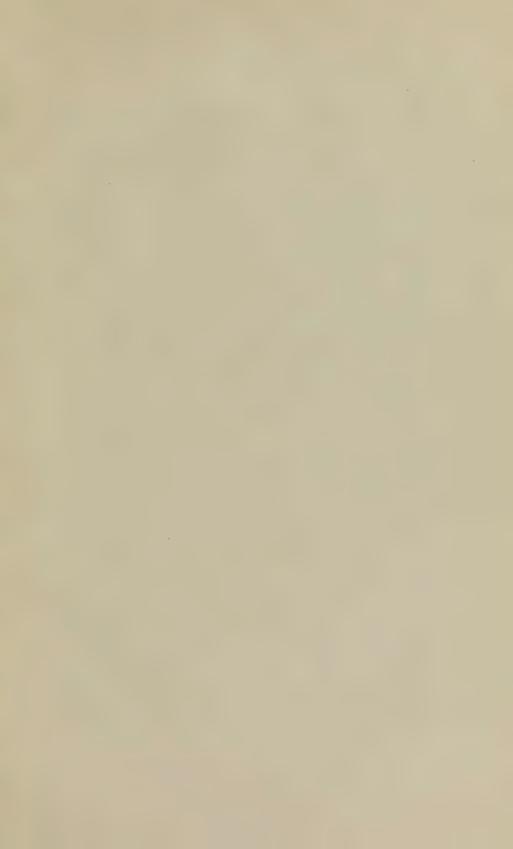
shall be placed in the pathological cabinet under the care of the Curator, and they shall not be taken from the Hospital except with the consent of the Resident Physician.

#### CHAPTER XI.

#### STEWARD.

ARTICLE 1. He shall have the general care and superintendence of the Hospital building, its rooms and appurtenances.

- ART. 2. He shall, under the direction of the Trustees, from time to time, purchase fuel, provisions, furniture, and stores, and shall be responsible for the safe keeping, economical use, and expenditure thereof; and for all his expenditures he shall keep proper and permanent vouchers.
- ART. 3. He shall collect and receive all dues from patients, and all moneys coming into his hands he shall deposit every week with the Treasurer, taking his receipt therefor, excepting only money, or other valuables belonging to patients, which he shall receive for safe keeping. He shall keep, in appropriate books, a true and exact account of all his receipts and expenditures, which, with the vouchers, shall be presented every month to the Committee on Accounts and Expenditures, for examination and





approval, and at each quarterly meeting of the Board, he shall lay before the Trustees a condensed statement and analysis of all moneys received or disbursed by him, in behalf of the Hospital, for the previous quarter, together with a certificate that the same has been examined and audited by said Committee; and annually, in the month of January, a similar statement and analysis for the previous year. For any moneys that he may require for the use of the house, he shall draw his draft on the Treasurer, and the same shall be honored when approved by said Committee; and before entering on the duties of his office, he shall give bonds with sureties in the sum of five thousand dollars to account for all sums of money and other property which may come into his hands.

- ART. 4. He shall procure such number of nurses, watchers, and ward-tenders, as from time to time may be required by the Resident Physician, and hire, pay, discharge, oversee, and direct such other attendants and servants in and about the building, as its necessities may demand, or the Trustees shall direct. He shall see that the attendants and servants faithfully perform their respective duties, and are decent, moral, and sober in their deportment.
- ART. 5. He shall see to the proper cleansing of the wards, galleries, stairways, and other parts of the house, and to the proper management and conduct of the kitchen, laundry, and warming and ventilating apparatus.

- ART. 6. On notice from the Resident Physician, or, in case of his absence, from one of the House-Pupils, of the death of any patient, he shall forthwith notify the family or friends, in writing, of the fact, with the request that they would come to the Hospital and make the necessary arrangements respecting the body; and when any patient dies, and the body has been laid out and conveyed to a room provided for that purpose, it shall be in his custody, there to remain until delivered to his, or her, family or friends, or to the sexton or undertaker, to be decently interred; and for these trusts he shall be particularly responsible. No body shall be removed or interred until twenty-four hours have clapsed after death, except at the express request of the relatives. He shall report to the Visiting Committee whether the deceased left any clothes, or articles of value, and shall follow their directions relative to the same.
- ART. 7. He shall keep a press copy of his official correspondence, including notices to relatives and friends of deceased patients.
- ART. 8. He shall see that no autopsy is had within twelve hours after such notice shall have been sent, unless with the express consent of the family or friends of the deceased patient, nor in any case when it shall have been expressly prohibited by him or her, or by his or her family or friends. No autopsy shall be made without the previous knowledge and consent of the Steward. He shall enter





every case of autopsy, which takes place in the Hospital, in a book to be called the Post-mortem Register, which shall show the name of the deceased, the date of the death, notice, and examination, whether the consent of friends has been obtained or not, and by whom the autopsy was made. Each entry shall be examined and signed by the Visiting Committee, and the book shall be laid before the Trustees at their regular meetings at the Hospital.

ART. 9. He shall not suffer any person to visit that part of the Hospital which is appropriated to patients, except with the consent of the Resident Physician, and at such hours as are mentioned in Chapter XIV, or as said Physician, or the Visiting Committee, may from time to time prescribe, unless in case of emergency, or by a permit from the President, Vice-President, Treasurer, Secretary, one of the Trustees, or a Physician or Surgeon of the Hospital; and he shall cause the gates to be locked at a seasonable hour in the evening.

ART. 10. He shall appoint a suitable person to attend to the delivery of all stores, upon each day's written requisition in the order-book, and it shall be his duty to see to the cooking and preparation of the food; that it is well cooked, well served, and served hot and according to directions. He shall occupy such apartments only as the Trustees shall assign to him; his table shall be suitably supplied at the expense of the Corporation; and his salary shall be paid quarterly. He shall submit to the Trustees, at

each quarterly meeting, a complete list of all persons employed by him in behalf of the Hospital, with their offices and rates of wages.

ART. 11. He shall perform such other duties as the Trustees, from time to time, shall require of him, and shall consult with the Resident Physician, and follow his directions in relation to the general care, ventilation, temperature, and cleanliness of the Hospital and out-buildings, the good order of the grounds, the management and conduct of the laundry and kitchen, the quality and preparation of the food, the purchase and repair of the furniture, the hiring and discharge of the nurses and servants, and all matters not specially given to his exclusive control.

## CHAPTER XII.

#### MATRON.

ARTICLE 1. A Matron shall be appointed annually by the Trustees, on the nomination of the Resident Physician. She shall assist the Resident Physician and Steward in their duties, and, subject to their control, shall direct and order the nurses and servants employed in the house. She shall overlook and daily visit the kitchen, store-rooms, dining-room, and laundry, and aid the Resident Physician and Steward in seeing that these several places are kept in order, that all food is properly and economically prepared





and served, (both for the boarders and the family tables,) and that there is no waste of provisions or utensils in any part of the house.

It shall be her special duty to look after the bedding, table linen, towels, and other household articles required in the establishment as well in their purchase as use, and to attend to their being properly made up, washed, and kept; and also to the thorough sweeping and cleansing of the house. She shall visit frequently the wards, and servants' sleeping apartments, superintend the distribution of the books purchased with the income of the Warren Fund, and make an annual report to its Committee of the disposition which has been made of the same. She shall also take charge, under the direction of the Resident Physician, of the General Library, and shall annually report to the Library Committee its condition, the number of volumes received, and if any have been lost or injured, the names and titles thereof.

ART. 2. She shall perform such other duties as the Trustees, or the Resident Physician may from time to time require of her.

## CHAPTER XIII.

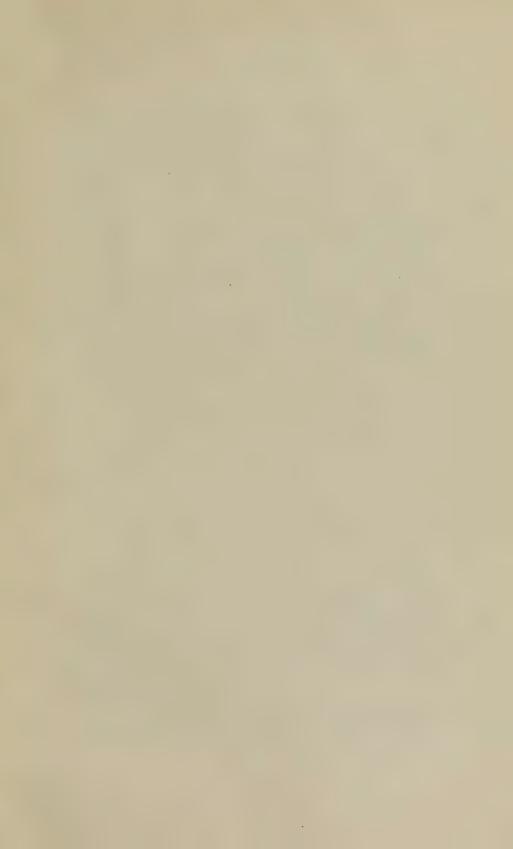
ADMISSION AND BOARD OF PATIENTS.

ARTICLE 1. Applications for admission of patients, must be made at the Hospital in Blossom Street,

between the hours of 9 and 10, A.M., on each day of the week, except Sundays. In urgent cases, however, application may be made at other times. The patient, if able, should in all cases appear at the Hospital in person. If not able to attend, the application may be made at the Hospital by a friend, and the patient will be visited by one of the Physicians or Surgeons to out-patients; and no one can be admitted without a permit, except in case of recent accident.

Applications from the country must be made in writing, addressed to the Resident Physician of the Hospital, by the attending Physician of the patient, accompanied by a description of the case, and, when a free bed is desired, a statement of the pecuniary circumstances of the patient.

- ART. 2. Incurable cases and those of long standing, which admit only of temporary alleviation, are not regarded, in general, as suitable subjects for admission; the chief object being to afford substantial medical and surgical relief to as large a number of patients as possible.
- ART. 3. No patient shall be admitted having a contagious disease. Persons infected with Syphilis shall not be admitted, except by vote of the Board of Trustees, and when admitted, shall pay not less than double the usual rates of board.
- ART. 4. Any Trustee, or either of the Physicians or Surgeons of the Hospital may, in case of emergency, send a patient in the first instance to the





Hospital by written permit, and the Visiting Committee shall, on the certificate of one of the medical officers, decide as soon as may be afterwards, whether such patient shall remain, and shall fix the terms of board.

ART. 5. The price of board shall in all instances be so low as to make the Hospital to as great extent a charitable institution as its funds will permit; and in each instance shall be graduated as nearly as possible, according to the circumstances of the patients, and to the accommodation they may receive. When a patient remains only one day, the charge shall be at least one dollar.

## CHAPTER XIV.

#### VISITORS AND PATIENTS.

ARTICLE 1. No visitors (except as hereinbefore mentioned) shall be admitted to the Hospital without a special permit from the President, Vice-President, Treasurer, Secretary, one of the Trustees, a Physician or Surgeon of the Hospital, or the express sanction of the Resident Physician.

On each day of the week, Sundays excepted, from 11½ to 12½ o'clock, friends may be admitted to visit

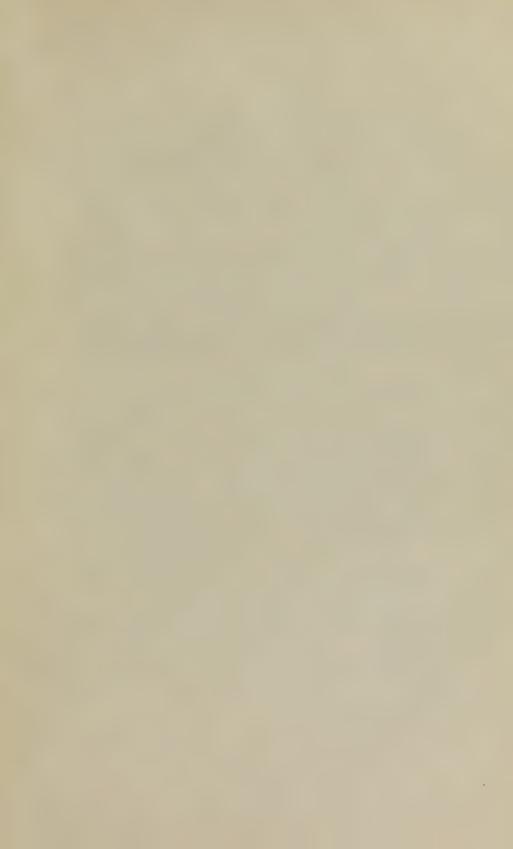
patients in the wards; it being understood that no patient in any ward shall receive more than one visitor at a time; and that no patient in any female ward, shall be visited by a male friend, other than her father, son, husband, or brother.

Patients in private rooms may be visited by their friends at any suitable hours in the daytime, by permission of the Resident Physician; and any patient in the wards may in like manner be visited by friends who reside more than six miles from the city, upon obtaining the like permission.

No one calling to visit any member of the Resident Physician's or Steward's family, or an attendant, shall be admitted to visit the wards without the special permission of the Resident Physician.

In all cases, however, the Resident Physician may exercise discretionary powers as to excluding or admitting visitors. Whenever from any cause, it shall be considered inexpedient for any of the rooms to be exhibited to visitors of the Institution, it shall be so reported to the Resident Physician by the Physicians or Surgeons, and, with the exception of the rooms thus designated, the Resident Physician may at any time exhibit to visitors such parts of the establishment as he may think proper.

ART. 2. The patients are expected to be quiet and exemplary in their behavior, and to conform strictly to the rules and regulations of the Trustees and the orders and prescriptions of the various officers in the establishment; and no indecent or immoral conduct





in any patient or other person connected with or resident in the Hospital, shall be tolerated by the Resident Physician, who shall forthwith report any such misconduct to the Visiting Committee.

- ART. 3. Such free patients as are able, in the opinion of the Physicians and Surgeons, shall assist in nursing others, or in such services as the Resident Physician or Matron may require; and if any persons refuse to perform such acts, their names shall be forthwith reported to the Visiting Committee.
- ART. 4. No person, except the Physicians or Surgeons of the Hospital, shall speak of the health of a patient in the presence of such a patient.
- ART. 5. The smoking of Tobacco is prohibited in the Hospital.
- ART. 6. No patient shall enter the Autopsy House, Engine Rooms, Kitchen, Operating Theatre, or any of the Officers' or Attendants' Rooms, except by order of the Resident Physician or Steward, or other officer of the Hospital; and no male patient shall enter the women's wards nor any female patient the men's wards.
- ART. 7. No eatables or bottles of any kind shall be taken into wards by visitors, but if brought by them must be left with the Porter, marked with the name of the patient for whom they are intended, to be examined by a medical officer, who will allow or refuse their use at his discretion.

### CHAPTER XV.

#### FREE BEDS.

- ARTICLE 1. Any individual on the payment of one hundred dollars shall be entitled to a free bed at the Hospital for one year. And on payment of one thousand dollars, or of such sum as the applicant would be required to pay for an annuity of one hundred dollars on the principles of life insurance, he shall be entitled to a free bed for life, subject to the rules and regulations of the Trustees.
- ART. 2. The Trustees shall, at the beginning of each quarter, determine what number of free beds shall be allowed at the Hospital, including those for which any subscription or bequest may have been made: the whole number never to be less than thirty-seven.
- ART. 3. Two of said free beds shall be reserved for cases of accident; to be known as the Sears free beds.
- ART. 4. No free patient shall be continued after the term of three months, without a special vote of the Trustees for that purpose.





## CHAPTER XVI.

### TREADWELL LIBRARY.

- ARTICLE 1. The Visiting Physicians and Surgeons of the Hospital, and their successors, and such other persons as they by a joint vote may authorize, are empowered to make use of the Treadwell Library, and such additions thereto as may from time to time be made, subject, however, at all times, to the future votes of the Board of Trustees, and to the following conditions:—
- 1. That they give a satisfactory Bond to the Trustees, in the penal sum of one hundred dollars each, for the faithful performance of the several requisitions contained in the will of Dr. Treadwell, respecting the care and use of said Library.
- 2. That they appoint a Guardian, whose duty it shall be to have the special care and custody of said Library, make proper and necessary rules and regulations for its use and safe-keeping, and submit the same to the Board of Trustees for their approval.
- 3. That they cause the Library to be carefully examined every year, and at the first Quarterly Meeting in January, annually, report in writing to the Trustees its condition, the number of volumes on hand, the titles and number of all books lost, injured,

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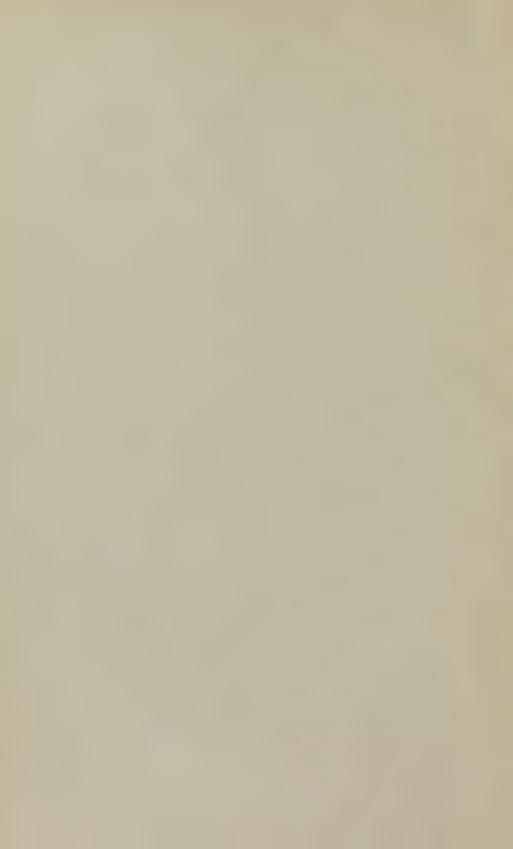
or missing, and the title and number of such as have been added to the Library, during the year, or procured to supply the place of those which have been injured or lost.

## CHAPTER XVII.

#### WARREN PRIZE.

- ARTICLE 1. The accumulated interest of the fund provided for that purpose shall be appropriated every third year for a prize, to be called the Warren Prize, in memory of the late John C. Warren.
- ART. 2. This prize shall be awarded by arbitration of the Physicians and Surgeons of the Hospital to the best dissertation considered worthy of a premium on some subject in Physiology, Surgery, or Pathological Anatomy. In case, in any year, no dissertation is offered, or none is thought worthy of a premium, the interest shall be added to the original fund, and the amount of the premium increased.
- ART. 3. The Resident Physician shall give suitable notice, through the Medical Journals, of the subject selected by the Physicians and Surgeons for the dissertations, and of the time at which they should be sent to his care.





# RULES AND REGULATIONS

FOR THE

# McLEAN ASYLUM FOR THE INSANE.

ADOPTED 1874.

### CHAPTER I.

APPOINTMENT OF OFFICERS AND MEETINGS OF TRUSTEES.

ARTICLE 1. The Board of Trustees shall annually, at their first meeting after the annual meeting of the Corporation, choose by ballot not more than ten Practitioners in Physic or Surgery, who shall constitute a Board of Consultation, whose duty it shall be, whenever officially called upon by the Trustees, or the Officers of the Asylum, to render such advice as they may deem most for the true interest of the Institution.

ART. 2. The Trustees shall also as soon as may be after said annual meeting, or whenever vacancies may occur, elect a Superintendent of the Asylum, two Assistant Physicians, a House Apothecary, a Steward, a Matron, and two Supervisors, who shall respectively hold their offices during the pleasure of the Trustees, or until others shall have been chosen, and qualified to act in their stead.

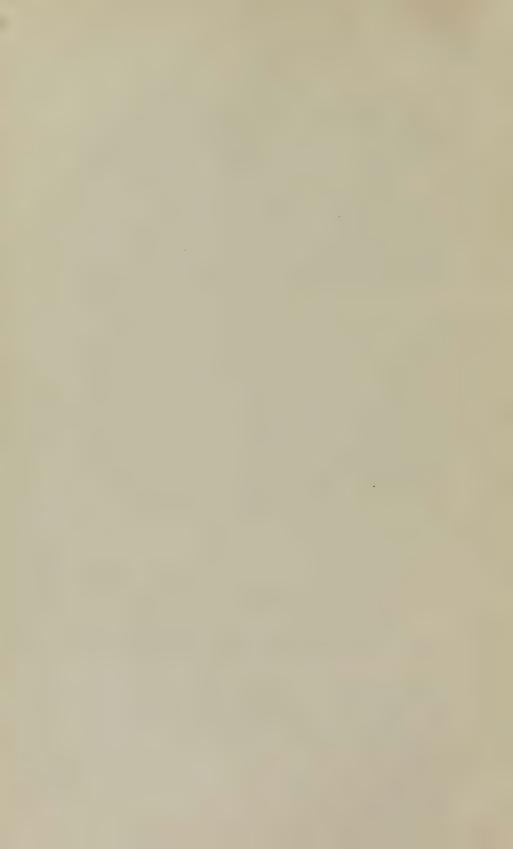
- ART. 3. At the said meeting, or whenever it is in their opinion expedient, the Trustees may appoint any other officer or officers, with such duties as they may prescribe.
- ART. 4. At said meeting the Trustees shall divide themselves into Visiting Committees, so that a Committee shall consist of two Trustees, and each Trustee serve for two months. The Trustees shall also appoint, at said meeting, such Standing Committees as they may deem advisable.
- ART. 5. There shall be a Quarterly Meeting of the Board of Trustees at the Asylum, on the Friday after the third Wednesdays of January, April, July, and October, at 3½ o'clock, p. m., or on such other days in said months as they or their Chairman shall direct, for the purpose of examining into the general state of the Asylum; at which meetings all reports, books of accounts and minutes relative to the Asylum shall be laid before the Board.

# CHAPTER II.

COMMITTEE ON ADMITTING PATIENTS, AND VISITING COMMITTEE.

ARTICLE 1. The Committee on Admitting Patients shall admit all patients to the Asylum, and fix their rates of board. They shall supervise all papers and





bonds relating to them, and report to the Board of Trustees, from time to time, in writing, the names of such patients as they may recommend for removal, with reasons therefor; and they shall make an annual report of their doings to the Board of Trustees. No patient shall be admitted, except by a vote of the Trustees, for less than the rates fixed by them.

ART. 2. The rates of board shall be fixed from time to time, always having regard to the circumstances of the respective patients, and the accommodations they may receive.

ART. 3. Said Committee shall in all cases require a certificate that the person whose admittance is requested is insane, and also a statement of such facts as the law prescribes, and an obligation for the payment of the board, with a surety or sureties therefor. On the admission of any patient, they shall issue their written or printed order to the Superintendent to receive the same.

Instead of a surety or sureties, such a sum of money as shall be approved by the Committee, but not less than the amount of board for thirteen weeks, may be deposited. If a corporate town in this Commonwealth is principal, the obligation may be signed without surety by one or more of the overseers of the poor in said town, who may file with the obligation a certified copy of a vote of said town or overseers authorizing him or them to execute the same.

ART. 4. In case of emergency, when it may be impracticable to apply to the Committee, either of its

members, or any other Trustee, may admit patients, subject to the revision of the Committee.

ART. 5. The Visiting Committee shall meet, at least once in every week, at the Asylum, on such day and hour as they shall appoint. If either of the members shall be unable to attend, he may procure some other Trustee or Officer of the Corporation to attend in his place. They shall discharge patients at their discretion. At each stated visit, they shall see or require a satisfactory account of all the patients in the Asylum. They shall examine the establishment generally, and ascertain whether its officers and attendants fulfil their duties faithfully and humanely.

ART. 6. They may direct the Superintendent to give relief to any patient, in clothes while resident in the Asylum, or in money when removed therefrom, if in their judgment such patient may need the same.

ART. 7. They shall make and establish such orders and regulations as they may think most proper to promote the objects of the Institution; provided the same be not inconsistent with the by-laws of the Corporation or the rules and regulations established by the Trustees.

ART. 8. They shall keep a book of minutes common to every Committee in succession, in which shall be entered the names of all persons admitted and received, or discharged and removed, and of those who have otherwise left the Asylum, or died in it, and all other business which may come before





them, which book shall be laid before the Trustees at their meetings at the Asylum.

ART. 9. A book shall be prepared and kept for the use of the Trustees, in which shall be recorded the name of each patient; date of entrance, and discharge; names of principal sureties in the obligation to pay the board thereof; rates of board charged, and such other information as may be required, from time to time, for the purposes of the record.

### CHAPTER III.

### SUPERINTENDENT AND ASSISTANTS.

ARTICLE 1. The Superintendent shall have the sole direction of the medical, moral, and physical treatment of the patients, and of their regimen and diet; and his orders and requests are to be strictly observed by all those employed in the Asylum. He, or the Assistant Physicians, shall visit all the patients daily, and as much oftener as may be necessary, and he may call consultations whenever he may see fit.

ART. 2. There shall be two Assistant Physicians, also, a Medical Student, who shall be House Apothecary, whose duty it shall be to reside constantly at the Asylum, and under the direction of the Superinten-

dent, to devote themselves to the treatment of the patients, preparing and administering medicines as required, and performing such duties as in the opinion of the Superintendent will be most for the interests of the Institution.

- ART. 3. The Superintendent shall make to the Trustees, at each Quarterly Meeting, a report setting forth the general state of the Institution, the condition of all patients removed, and, if any have died, the probable cause of their death, with such suggestions and remarks as he may think useful; and previously to each Annual Meeting, he shall lay before the Trustees a general view of the Institution and of its results for the whole year.
- ART. 4. He shall keep a daily record of every important fact in the history of each patient, and as soon as practicable enter it in a legible manner in a suitable book to be kept for that purpose, which record book shall remain in his special custody. And no volume of said records shall be shown to any one, except the Assistant Physicians, without the order of the Trustees.
- ART. 5. He shall inform the Chairman of the Board, by letter, of the death of any patient under his charge, as soon as may be after the event occurs, and of all the important attending facts and circumstances. And he shall cause all occurrences of any importance, which transpire within the Asylum, to be reported to him by all persons under his authority, as soon as practicable after they take place.





- ART. 6. He shall cause to be kept proper records of the medical treatment of the patients, and see that all prescriptions are duly administered.
- ART. 7. He shall have apartments in the mansion-house for himself and his family, and the services of a chambermaid; his table shall be supplied at the expense of the Corporation.
- ART. 8. He shall nominate the Assistant Physicians, Apothecary, Steward, Matron, and the Supervisors, and engage the attendants, and may dismiss any attendant.
- ART. 9. He shall, from time to time, give to all persons employed at the Asylum, such instruction and directions as he shall judge best adapted to carry into full operation all rules and regulations and make such additional regulations, not inconsistent therewith, as he may think most conducive to the best interests of the patients, reporting such regulations always to the Visiting Committee at their next visit, for their approval.

Such regulations if permanent, shall be recorded with the action of said Committee thereon, in a book to be kept for that purpose.

ART. 10. He shall also enter upon a record book to be specially provided for this purpose, a minute account of any casualty or remarkable occurrence attending the elopement, discharge, or death of any patient, which record shall be shown to the Visiting Committee for their approval, at their first meeting

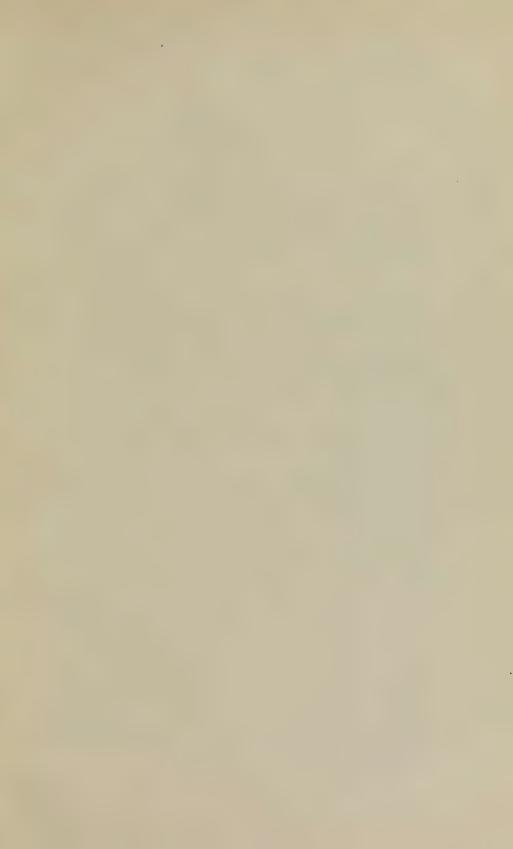
subsequent to the entry of the facts; and thereafter laid before the Trustees.

ART. 11. In case of any violent death, in the Asylum, he shall cause a Coroner to be summoned.

ART. 12. On the decease of any patient, he shall give early notice to the friends, and shall also give the notice required by law to the proper officer. He shall cause the body to be safely kept in a room provided for that purpose, till applied for by the friends, or, after a reasonable time, he shall deliver it to the sexton or undertaker to be decently interred; for all which he shall be particularly responsible.

ART. 13. He shall keep a book, in which shall be registered, from day to day, every case of mechanical restraint occurring in the Asylum, specifying the name of the individual, the kind of restraint, how long applied, and at what time; for what reasons and by whose authority; and said book shall be examined and signed by the Visiting Committees, at their weekly visits; and such restraint shall not be allowed unless actually necessary for proper care and safety.

ART. 14. He shall make such arrangements as to enable him to take, every year, a vacation of not less than two weeks, giving notice of his intention to the Chairman of the Board of Trustees; and, so far as he shall find it possible and expedient, he shall allow a yearly vacation of two weeks to each of the Resident Officers and employés of the Asylum.





### CHAPTER IV.

#### STEWARD.

ARTICLE 1. The Steward shall have the charge of the grounds, buildings, and appurtenances, and see that the same are kept in perfect order and repair, and that all the apartments are duly cleaned, warmed, and ventilated.

ART. 2. He shall cause to be kept a record of the name, age, and residence of each patient, with the rate of board, names of principal and surety or sureties, time when received and when removed, whether eloped, dead, or discharged. He shall report to the Treasurer, on the last day of every month, a list of all bills for board at the Asylum, due and unpaid, and the Treasurer shall lay the same before the Trustees at their next meeting. At each Quarterly Meeting of the Trustees at the Asylum, he shall report in writing the state of the grounds and buildings, and the improvements which may have been made thereon, the names of all persons hired by him, with their wages, and of patients received, with the rate of board, and of those removed or no longer in the Asylum; and previously to the Annual Meeting, he shall make a like report for the whole year.

ART. 3. Subject to the direction of the Committee on Accounts and Expenditures, he shall purchase furniture, fuel, stores, and other necessary articles, and shall be responsible for the safe-keeping and economical use and expenditure of the same; and

for all his expenditures he shall keep proper and permanent vouchers. He shall collect and receive all dues from patients, and all moneys coming into his hands he shall deposit every week with the Treasurer, taking his receipt therefor; excepting only money or other valuables belonging to patients, which he shall receive for safe-keeping. He shall keep, in appropriate books, a true and exact account of all his receipts and expenditures, which, with vouchers, shall be presented every month to the Committee on Accounts and Expenditures, for examination and approval; and at each quarterly meeting of the Board he shall lay before the Trustees a condensed. statement and analysis of all moneys received or disbursed by him on behalf of the Asylum, for the previous quarter, together with a certificate that the same has been examined and audited by said Committee; and annually, in the month of January, a similar statement and analysis for the previous year. For any moneys that he may require for the use of the house, he shall draw his draft on the Treasurer. and the same shall be honored when approved by said Committee; and before entering on the duties of his office, he shall give bonds with sureties in the sum of \$5,000 to account for all sums of money and other property which may come into his hands. And, until otherwise directed, he shall charge to the Treasurer such rates of board, for and on account of the beneficiaries of the several special Trust Funds, as the Trustees may, from time to time, order.





- ART. 4. He shall hire, pay, and discharge all the domestic servants. He shall employ suitable persons to act as a Night Watch. They and all other persons employed by him at the Asylum, shall be under his direction and government; and he shall take care that they faithfully perform their respective duties.
- ART. 5. He shall have apartments in the mansion-house for himself and family, and his table shall be supplied in the same manner as is provided for the Superintendent, and his family shall be allowed the service of one chambermaid.
- ART. 6. He shall have special charge of the mansion-house; shall see that the food is properly served in each wing, and that the patients are supplied with such furniture, clothing, and other articles necessary for their comfort, as the Superintendent shall direct.
- ART. 7. He may employ a Clerk, at such salary as the Trustees may direct.
- ART. 8. He shall in all things be subject to the orders of the Superintendent.

# CHAPTER V. .

#### MATRON.

ARTICLE 1. It shall be the duty of the Matron to direct the nurses in their duties, to see that the female patients are kindly treated, that their food is

properly served and distributed, that their apartments are kept clean and in order, properly warmed and ventilated, and that the female attendants in all respects do their duty. It shall be her duty, also, to superintend the kitchen, the cooking, the washing and ironing, and attend to the purchase and care of the clothes, bedding, and crockery, and to see that they are always clean and in good order, and also to attend to the care and domestic arrangements of the Centre Building.

# CHAPTER VI.

#### SUPERVISORS.

ARTICLE 1. A male and a female Supervisor shall be appointed annually by the Trustees, on nomination of the Superintendent, by whom they may be at any time removed with the consent of the Visiting Committee.

ART. 2. They shall have the oversight of their respective wings and of the attendants therein, according to the orders of the Superintendent, requiring them to treat the patients at all times in the most kind, humane, and gentle manner, and informing the Superintendent, the Matron, or the Visiting Committee, of every violation of the rules and regulations which shall come to his or her





knowledge. They shall be in the presence of the patients as much as possible; shall see that their clothes and bedding, and all crockery vessels and utensils in their respective wings are taken care of and in order; that their food is properly served and distributed, and that they take the same in a proper manner; that the rooms, galleries, and other apartments under their care are kept clean and in good order, and properly warmed and ventilated, and shall report to the Superintendent or Matron, whenever any thing is needed in their respective wings or by any patient.

- ART. 3. They shall see that neither the attendants nor patients bring into the Asylum any drugs, medicines, tobacco, intoxicating liquors, or any newspapers, pamphlets, or books, other than shall be approved by the Superintendent, and on all these points shall report to the Visiting Committee.
- ART. 4. They shall accompany all visitors in their respective wings who may have the permission of the Superintendent to visit any patient, and shall remain with them during their visits, except when directed otherwise by him.

# CHAPTER VII.

#### PATIENTS AND VISITORS.

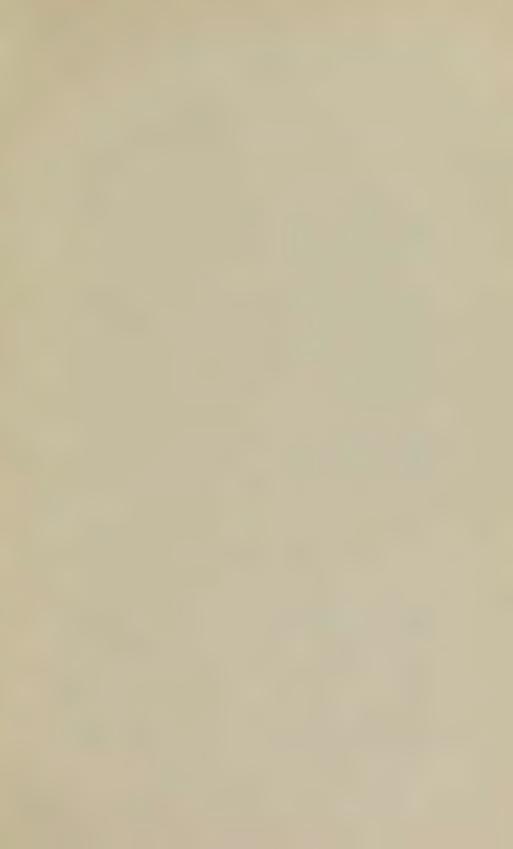
ARTICLE 1. The male and female patients shall have apartments in buildings entirely separated,

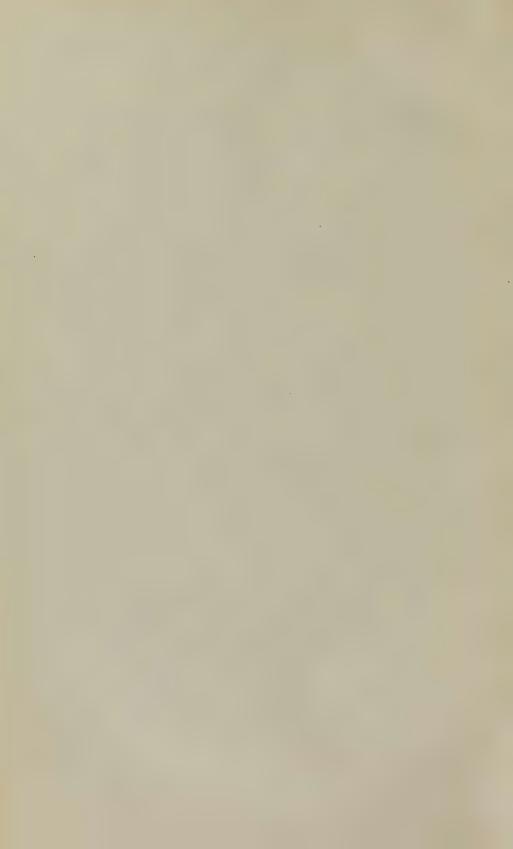
and shall be attended solely by persons of their own sex. They shall always be treated with the greatest care, attention, and kindness; and shall be kept as neat in their dress and clean in their persons as the state and nature of their disease will admit. They shall not be confined or subjected to force without the previous direction of the Superintendent, except in cases of immediate danger to themselves or others, or to prevent the immediate destruction of their own clothes, or of other property.

No patient who is believed to be suicidal, shall ever be left without an attendant, if any means of self-destruction are at hand. And at no time, excepting during the night watch, shall any gallery in either ward be without a person actually present there as an attendant. A night watch shall be organized in both the male and female wards, which shall pass through each gallery every half hour, during each night, from ten o'clock, P.M. to six o'clock, A.M.

The apartments of the patients shall be kept clean, well warmed and well ventilated. They shall receive good and wholesome food in sufficient quantity, served in a proper manner. They shall be supplied with newspapers, books and writing materials, and be provided with suitable amusements. They shall take exercise by walking, riding, billiards, bowling, gardening, or otherwise.

The patients shall attend public worship on the Lord's day when in a suitable condition.





No inebriates shall be admitted into the Asylum as patients, except by the express order of the Board of Trustees.

ART. 2. No person shall be permitted to visit the Asylum without the consent of the Superintendent.

Visitors shall not be admitted on Sundays or public holidays. The Superintendent shall prohibit visits to any patient, whenever, in his opinion, they will be injurious to the patient, unless for special reasons he deems it proper, in the exercise of his discretion, to allow them, after suitable warning to the visitor, and no visitor shall be allowed to deliver to or to receive from any patient any letter or other thing whatever, without the knowledge and consent of the Superintendent.

In regard to visits, however, the Visiting Committee may give to the Superintendent such instructions as they may think proper.

# CHAPTER VIII.

#### ATTENDANTS.

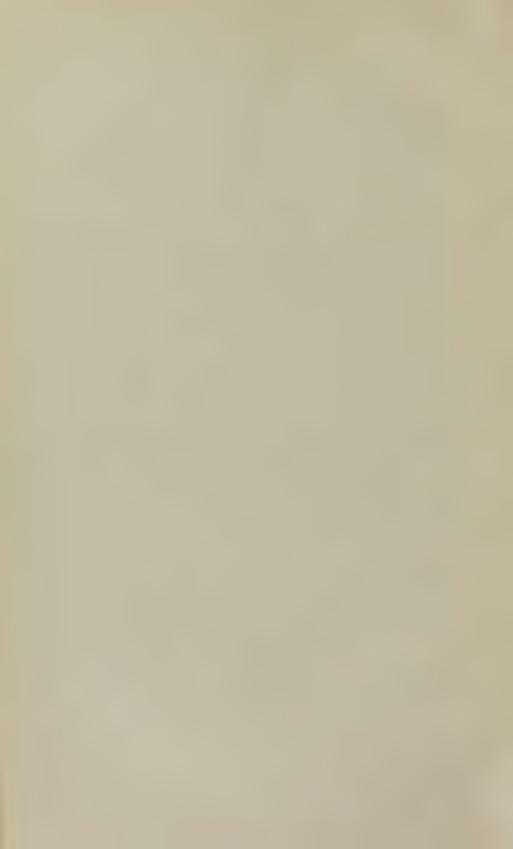
ARTICLE 1. There shall be one principal attendant in each story of each wing of the Asylum, and as many assistant attendants as may be needed. They shall devote their whole time to the service of the Asylum.

ART. 2. They shall bestow on the patients the kindest and most assiduous attentions, and use their

utmost endeavors to render them comfortable and happy; join with them and encourage them in all their labor, exercise, and recreations. Any harshness, impatience or severity in their behavior to those in their charge shall be followed by their instant dismissal.

- ART. 3. They shall not leave the apartments under their charge without permission, but shall, as much as possible, be in the presence of the patients. They shall not, without permission, suffer any patient to go out of the appropriate yards and apartments, and shall be answerable for all elopements arising from inattention or negligence.
- ART. 4. They shall not use or have in their possession any tobacco, or intoxicating liquors; nor shall they bring into the Asylum or receive there, any newspaper, pamphlet, or book not permitted by the Superintendent. They shall not admit into the Asylum any person whatever; nor shall they receive or deliver for any patient any article without the permission of the Superintendent.
- ART. 5. The male attendants or servants shall not enter the buildings or yards appropriated to females; nor shall the female attendants or servants enter the buildings or yards appropriated to males, without special leave.
- ART. 6. The attendants shall accompany the patients to and from public worship on the Lord's day.





# ACTS AND RESOLVES.

#### [1810, c. 94.]

An Act to incorporate certain persons by the name of The Massachusetts General Hospital.

Section 1. Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that James Bowdoin, John Adams, Elbridge Gerry, Theophilus Parsons, William Gray, John Thornton Kirkland, Harrison Gray Otis, Christopher Gore, William Eustis, William Phillips, John Quincy Adams, Henry Dearborn, Levi Lincoln, Isaac Parker, Joseph B. Varnum, George Cabot, Perez Morton, Thomas Dawes, Thomas Hazard, Jr., Thomas Cutts, Israel Thorndike, Matthew Bridge, Samuel Brown, James Perkins, David Tilden, John Lowell, Samuel Dana, Joseph Story, William King, Samuel Fowler, Marshall Spring, Thomas H. Perkins, Thomas C. Amory, Benjamin Bussey, Aaron Hill, William Heath, Thomas Kittredge, James Prince, Benjamin Greene, Thomas Melville, Joseph Coolidge, Elias H. Derby, John C. Jones, Jonathan Davis, Jonathan Harris, James Mann, Timothy Childs, Daniel Kilham, Benjamin Crowninshield, Arnold Welles, Jonathan Amory, Robert Hallowell, Andrew Cragie, John Warren, Richard Sullivan, and William Payne, together with such other persons as may hereafter be admitted members of the Corporation hereinafter created, according to the By-laws thereof, be, and they hereby are incorporated and made a body corporate and politic, by the name of the The Massachusetts GENERAL HOSPITAL, and by that name may sue and be sued. and shall have and use a common seal, to be by them devised. altered, and renewed at their pleasure.

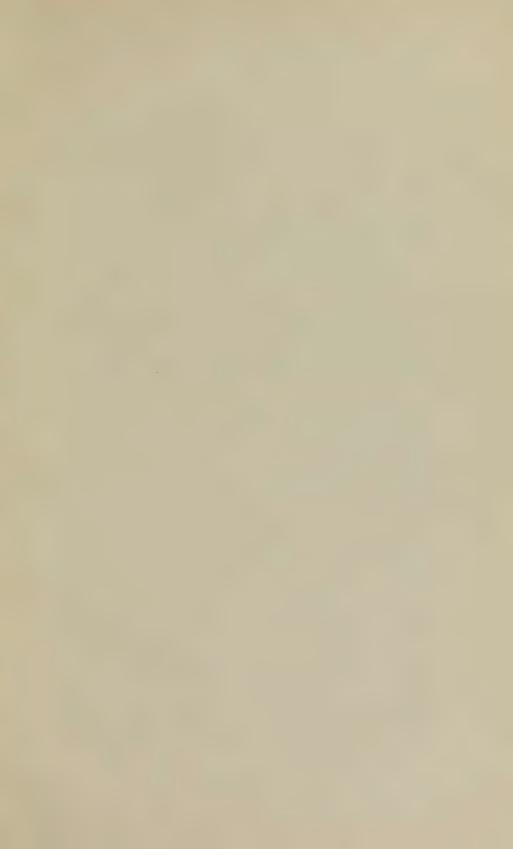
SECT. 2. And be it further enacted, that the said Corporation may take and receive, hold, purchase, and possess, of and

from all persons disposed to aid the benevolent purposes of this institution, any grants and devises of lands and tenements, in fee simple, or otherwise, and any donations and bequests, and subscriptions of money, or other property, to be used and improved for the erection, support, and maintenance of a General Hospital for sick and insane persons. *Provided*, that the income of said Corporation, from its real and personal estate together, do at no time exceed the sum of thirty thousand dollars.

[Sect. 3. And be it further enacted, that it shall be in the power of the Legislature of this Commonwealth, or of any committee or officer, duly appointed by them for that purpose, to introduce into the said Hospital, all such lunatic and sick persons as may hereafter be chargeable to this Commonwealth, and who would otherwise receive support and medical and other necessary aid and assistance at the expense of the public Treasury, as soon as said Hospital may be in readiness, and to have provided for them therein suitable apartments, bed-clothing, board, and nurses, and the most skilful medical advice, free of all cost to the Commonwealth, and at the sole charge of the funds of the Corporation. Provided, the whole number of patients so received into said Hospital, at the request of the Legislature, or of officers appointed by them for that purpose, shall at no one time exceed thirty, unless the Trustees of said Corporation shall consent to the admission of a further number of the State's poor.\*

SECT. 4. And be it further enacted, that in consideration of the obligation aforesaid imposed upon said Corporation in the foregoing section, the estate commonly called the Old Province House, with all the lands under and appurtenant to the same, be and are hereby given and granted unto said Corporation in fee simple, to be sold at the discretion of said Corporation, and the proceeds thereof to be held and applied as a foundation for a General Hospital. Provided, however, that before such sale shall be made, the said Corporation shall give bond to the Treasurer of this Commonwealth, with surety or sureties, to be approved of by His Excellency the Governor and Council for the time being, that the proceeds of said sale, with the interest thereon, shall be paid into the Treasury, for the use of the Commonwealth, within five years't from the passing of this act, unless an additional sum of one hundred thousand dollars shall have been raised and provided by private subscriptions or donations, other than by grants from the Commonwealth for the purposes of this act 1

<sup>\*</sup>Repealed, 1813, c. 42, § 1. †Further time allowed, 1813, c. 42, § 2. ‡See Resolve, 1815, c. 171.





- SECT. 5. Be it further enacted, that the said General Hospital shall be under the direction and management of twelve Trustees, who shall be chosen annually, and shall remain in office until others are chosen and qualified in their stead; four of which Trustees shall be [chosen by the Board of Visitors,\*] and the remaining eight by the Corporation aforesaid.†
- SECT. 6. And be it further enacted, that the said Corporation may, at their first or any subsequent meeting, choose all necessary and convenient officers, who shall have such powers and authorities as the said Corporation may think proper to prescribe and grant to them, and who shall be elected in such manner, and for such periods of time, as the by-laws of said Corporation may provide. And said Corporation may further make and establish such by-laws and regulations, for the internal government and economy of the Hospital, as they may think proper, not repugnant to the Constitution and Laws of this Commonwealth.
- SECT. 7. And be it further enacted, that the Governor, Lieutenant-Governor, the President of the Senate, and Speaker of the House of Representatives, with the Chaplains of both Houses, for the time being, be, and hereby are made and constituted a Board of Visitors of the said Hospital; with authority to visit the same semi-annually, and as much oftener as they may think proper, in order to inspect the establishment, and the actual condition of the sick, to examine the by-laws and regulations enacted by said Corporation [and if they see fit to disallow and annul the samet], and generally to see that the design of the institution be carried into effect, in a careful, tender, and effectual manner; and especially to see that the State has its full proportion of patients in the Hospital, as provided in the third section of this act, and that the said patients are suitably attended to and comfortably maintained.
- SECT. 8. And be it further enacted, by the authority aforesaid, that in case of the separation of the district of Maine, and the erection of it into a separate State, pursuant to the provisions of the Constitution of the United States, the amount of the sale of the Province House shall be carried into the estimate, with the other public property of the Commonwealth.

Sect. 9. And be it further enacted, that it shall be lawful for the said Corporation, at any general meeting of the members thereof, to alter or change the name of said Corporation, either by substituting the name of any distinguished benefactor, who may contribute a sum exceeding the amount given by the Commonwealth, or by adding the name of such benefactor to the name given to said Corporation by this act, in case the sum so given by such benefactor shall not exceed the sum given by this Commonwealth. And upon such change so as aforesaid made, the said Corporation shall have a right to assume and take such name, and shall have, hold, and enjoy all the powers and privileges given by this act, notwithstanding such alteration and change.

SECT. 10. And be it further enacted, that James Bowdoin, Esq., be and hereby is authorized to call the first meeting of said corporation, by notification, and therein to appoint the time and place of said meeting: *Provided*, that no notification shall be deemed valid, unless it be published in all the newspapers printed in Boston, for six weeks in succession.

[Sect. 11. Be it jurther enacted, that the Legislature shall have power to alter, amend, or repeal this act, whenever they shall be of opinion that the public good may require it: Provided, that no such alteration, amendment, or repeal, shall be made in such manner as to revest in the Commonwealth the grant herein made, or the proceeds thereof, after a private subscription for the purposes of this act shall have been actually commenced.

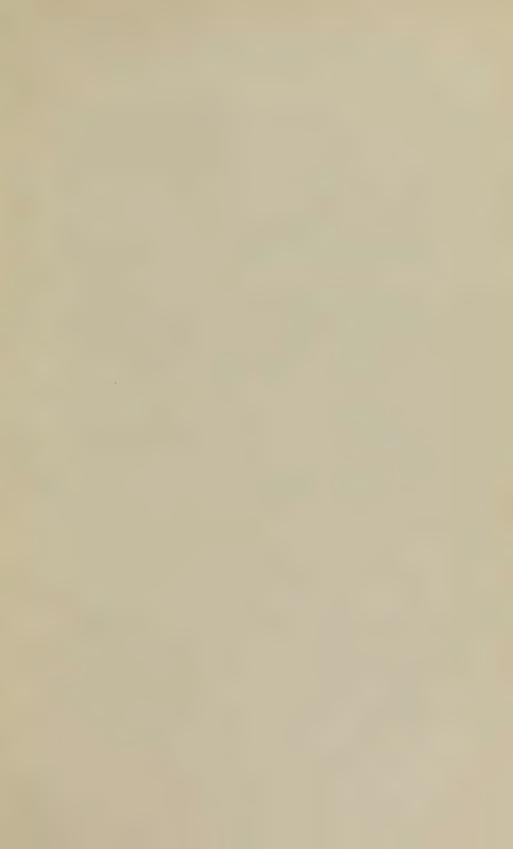
SECT. 12. Be it further enacted, that the said Hospital may be erected in any place not included within the territorial limits of the town of Boston.\*

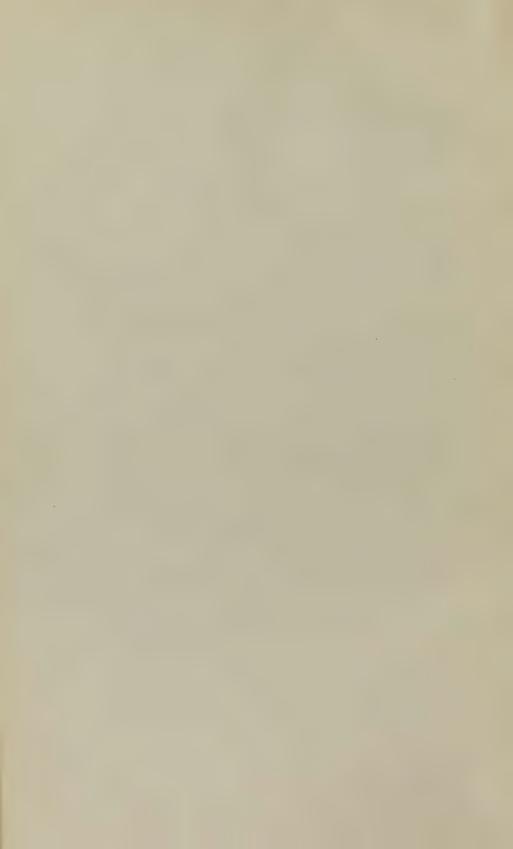
[February 25, 1811.]

## [1813, c. 42.]

An Act in addition to an Act entitled "An Act to incorporate certain persons by the name of the Massachusetts General Hospital," passed February 25, A. D. 1811.

Section 1. Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that the third section of the act incorporating certain persons by the name of the Massachusetts General Hospital,





be, and the same hereby is repealed: [and that in lieu of the obligation therein imposed, the said Corporation shall be held and obliged to appropriate out of its funds, annually forever, to the support and maintenance of such sick, poor, and lunatic persons, as may be received into said Hospital at the request of the Legislature, or of any committee or officer appointed as the Legislature may hereafter provide for the purpose, a sum equal to simple interest on the money for which the Province House estate shall be sold; and until the sale thereof, the said Corporation shall be held to keep a correct account of the rents received, to be applied to the maintenance of sick, poor, and lunatic persons, who would otherwise be chargeable to the Commonwealth, as soon as the Hospital shall be erected. And in case the said estate shall revert to the Commonwealth, as by the former and present acts is provided, the amount of said rents shall be paid into the Treasury of the Commonwealth.\*

- SECT. 2 Be it further enacted, that a further time of five years from the twenty-fifth day of February, eighteen hundred and sixteen, be allowed and granted to said Corporation, to raise by private subscriptions or donations, the sum of one hundred thousand dollars for the purposes of their institution, without prejudice to the grant contained in the fourth section of said act.
- Sect. 3. Be it further enacted, that so much of the seventh section of said act as empowers the Board of Visitors of said Hospital to disallow and annul the by-laws of said Corporation, be and the same is hereby repealed.
- Sect. 4. Be it further enacted, that the eleventh and twelfth sections of said act be, and the same hereby are repealed.

[June 14, 1813.]

## [1813, c. 158.]

An Act in addition to an Act entitled "An Act to incorporate the Massachusetts General Hospital."

Section 1. Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that the Massachusetts General Hospital be, and the said Corporation hereby is, authorized to grant annuities on the life or lives of one or more persons, or for shorter terms of time, on such conditions and with such security as the said Corporation and the annuitant or annuitants may agree upon.

<sup>\*</sup> Repealed, Resolve of 1815, c. 171.

SECT. 2. Be it further enacted, that if at any time hereafter it shall appear to the Legislature that the privilege of granting annuities, hereby given to the said Corporation, shall be injurious to the public welfare, the power of the Legislature to repeal this act, authorizing such annuities, shall not be denied or impaired; but such repeal shall not affect any engagement to which said Corporation may have become a party previous thereto. And it shall be the duty of the Trustees of the said Massachusetts General Hospital, to transmit to the Governor and Council of this Commonwealth, for the time being, annually on the first Monday in January of each year, an accurate account of all annuities by them sold or granted, by virtue of this act, signed by the said Trustees, or a major part of them, and attested by the Treasurer of the Corporation.

[February 24, 1814.]

#### [1815, c. 171.]

Resolve on the petition of the Massachusetts General Hospital Corporation, relative to the sale of the Old Province House.

On the petition of the Massachusetts General Hospital Corporation, praying for a modification of the condition on which the said Corporation is authorized by law to sell or otherwise dispose of the estate called the Old Province House.

Resolved, For reasons set forth in said petition, that the authority which the said Corporation now have by law to sell and dispose of said estate, and to apply the proceeds thereof as a fund for a General Hospital, shall be subject to the sole condition, that before a sale of said estate be made, the said Corporation shall give bond to the Treasurer of the Commonwealth, with surety or sureties, to be approved by his Excellency the Governor, and Council for the time being, conditioned that the proceeds of said sale, with the interest thereon, shall be paid into the Treasury for the use of the Commonwealth, within one year from the date of such sale, unless an additional sum of one hundred thousand dollars shall have been raised by private subscription or donation, for the purpose of the Hospital;





any thing contained in the act entitled an Act to incorporate certain persons by the name of the Massachusetts General Hospital, and an Act in addition thereto, passed in June, eighteen hundred and thirteen, to the contrary notwithstanding.

[February 13, 1816.]

#### [1817, c. 25.]

Resolve on the Memorial of the Trustees of the Massachusetts General Hospital.

Resolved, That the stone to be employed in the erection of the Massachusetts General Hospital shall be hammered and fitted for use, so far as the same can be done, by the convicts at the State Prison of this Commonwealth, in such manner as the Trustees of said Institution for the time being, or their agent, may request, free of expense to said Corporation, as soon as may be, after such stone shall be delivered at said Prison wharf, for that purpose: Provided, that nothing herein contained shall be so construed as to prevent or retard the fulfilment of any existing contract for stone work, with any other person or persons whatever. And provided, also, that the materials to be worked shall be delivered free of expense to the Commonwealth, at such part of the Prison limits as the Warden may direct, and removed from thence when directed by the Warden, also free of expense to the State.

[June 12, 1817.]

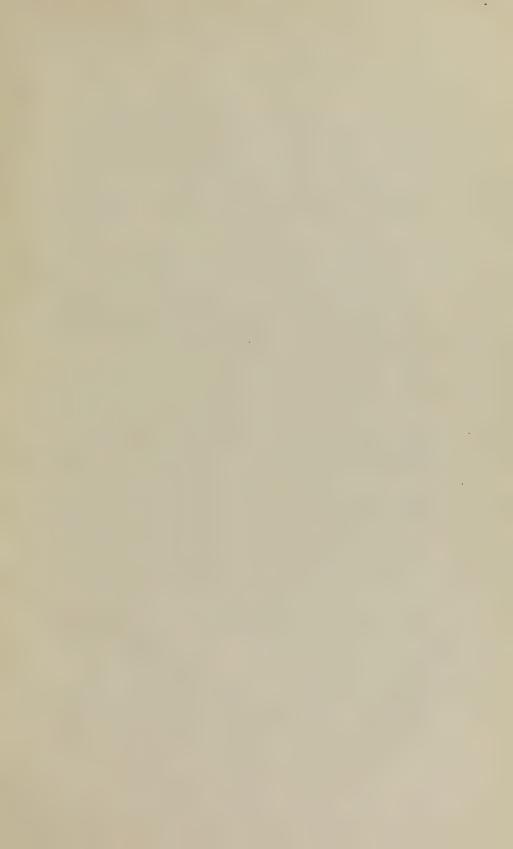
## [1817, c. 180.]

An Act to incorporate the Massachusetts Hospital Life Insurance Company.

Section 1. Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, that Ebenezer Francis, David Hinekley, Thomas Morton Jones, Samuel Parkman, James Perkins, Thomas H. Perkins,

William Prescott, John Phillips, Josiah Quincy, and their associates, are hereby created a body politic and corporate, by the name and style of the Massachusetts Hospital Life Insurance Company; and shall, by the same name and style, be capable of sueing and being sued, and maintaining and defending any action to final judgment and execution; and shall be, in law, capable of purchasing, holding, improving and conveying any estate, real or personal, for the use of the said Corporation; Provided they shall not hold real estate beyond the value of one hundred thousand dollars, excepting such as may be taken on execution for debt. And the said Corporation shall have power to ordain and establish, and put in execution, such bylaws, ordinances and regulations as shall be necessary for the government thereof.

Sect. 2. Be it further enacted, that the capital stock of the said Corporation shall be five hundred thousand dollars, divided into five thousand shares of one hundred dollars each; and the same shall be paid for or satisfied in manner following; that is to say—that each and every subscriber shall, within ten days after public notice given by the President and Directors chosen by the Stockholders, in any two of the papers printed in the town of Boston, pay or cause to be paid, to the said President and Directors, for the use of the said Corporation, the sum of twenty dollars, in part of each share subscribed for, either in specie or in stock of incorporated companies or government securities, of the descriptions hereinafter provided, at the option of the President and Directors aforesaid; and the residue of the money, payable on each and every share, shall be paid to the President and Directors in such sum or sums, and at such time or times, as they, by public notice, shall, in their discretion, direct and appoint. And if any subscriber shall refuse or neglect to make the payments aforesaid, he or she shall cease to be deemed a subscriber or member of the said Corporation, and his or her subscription shall be forfeited; and the shares so forfeited, may be sold by the Corporation in such manner as they may think proper: Provided, nowever, that in case the amount of the said capital stock, actually paid in, shall at any time prove insufficient for the payment of the just debts due from the said Corporation, each original stockholder shall be





liable for the debts due by the said Corporation, to an amount not exceeding that part of his original subscription, which shall, at such time, remain due and unpaid. And any creditor, who may have obtained an execution against said Corporation, may have his full remedy against all and every the said Stockholders, to the amount by them respectively due as aforesaid, in the same manner as if the same had been issued out against them personally.

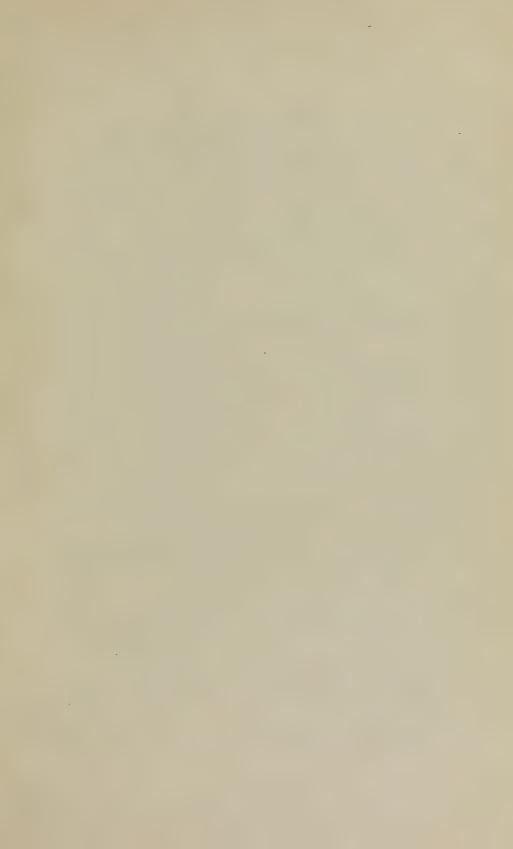
Sect. 3. Be it further enacted, that for the well ordering of the affairs of the said Corporation, there shall be thirteen Directors, a majority of whom, shall be citizens of this Commonwealth, and Stockholders of the said Corporation, elected by the Stockholders, at their general meeting, to be held on the third Monday of January, annually, for that purpose. the Directors, at their first meeting after such election, shall choose one of their own number\* as President: The votes of the Stockholders for Directors, being taken by ballot, each Stockholder having one vote for each share he may hold; but no Stockholder shall vote at any election for Directors, unless the share or shares, upon which he or she may claim to vote, shall have been standing in his or her name, in the books of the said Corporation, for at least three months previous to such election. In case of absence from the general meeting, any Stockholder may be entitled to vote by proxy.

SECT. 4. Be it further enacted, that the Directors of the said Corporation, for the time being, five of whom shall form a quorum, shall have power to appoint such officers, clerks, agents and other persons, as shall be necessary for the conducting and executing the business of the said Corporation; and to allow the said persons so appointed, such compensation for their services respectively, as they shall deem reasonable; and generally to exercise all other powers and authority for well governing and ordering the affairs and funds of the said Corporation.

SECT. 5. Be it further enacted, that it may be lawful for the said Corporation to invest the capital stock thereof, and all moneys received for premiums of insurance, and in any other way, in the funded debt of the United States, or of this Commonwealth, or in the stock of the bank of the United States, or of any of the banks incorporated within this Commonwealth. or in the purchase of ground rents, or mortgages on real estate; and also to sell and dispose of, and transfer all or any of the said stock or securities, and in like manner invest the proceeds thereof, at their discretion as the safety or welfare of the said Corporation, as the President and Directors thereof may deem expedient: *Provided*, that no part of the capital stock aforesaid shall be divided without the assent of the Visitors and Trustees of the Massachusetts General Hospital, as well as of the Legislature of this Commonwealth.

Sect. 6. Be it further enacted, that the President and Directors shall have full power, on behalf of the said Corporation, to make insurances on lives, by sea and on land, and to contract for reversionary payments, and generally to make all kinds of contracts, in which the casualties of life and interest of money are principally involved; and to make, execute and perfect such and so many contracts, bargains, agreements, policies, and other instruments, as shall or may be necessary, and as the nature of the case shall or may require.

SECT. 7. Be it further enacted, that the President and Directors shall, on the first Monday of January, in each year, direct the books of the said Corporation to be balanced and settled up to the thirty-first day of the preceding December, and submit a copy of its balances to a committee appointed by the Trustees of the Massachusetts General Hospital, who shall have power to verify the said balances with the books of the said Corporation, and generally to inspect them; and on the third Monday of January of every year, the President and Directors of this Corporation shall pay over to the said Trustees, for the use of the Hospital, one-third of the net profits which shall have arisen from the insurances on lives made during the preceding year; and after this deduction, shall declare and divide so much of the remaining profits as to them shall appear safe and advisable; and the dividend, so declared, shall be paid to the respective Stockholders, agreeably to such rules as the President and Directors shall make for that purpose: Provided, that in case the Trustees of the Hospital fail to signify to this Corporation its appointment of a committee, that then the President of this Corporation shall invite the President of the Hospital to inspect





the books and submit to him the list of balances, and pay him, for the use of the Hospital, the aforesaid third of the net profits which shall have arisen from the insurance on lives.

SECT. 8. Be it further enacted, that so long as this Corporation shall well and truly pay to the General Hospital the aforesaid share of profit, it shall not be lawful for any persons or Corporation within the Commonwealth to make insurance on lives upon land, unless empowered so to do, by any future Legislature of this Commonwealth. And whenever any persons or Corporation shall hereafter be thus empowered, the obligation of this Corporation to pay the Trustees of the General Hospital, for the use of said Hospital, the third part of the net profits, which may thereafter arise on insurance on lives, shall cease; unless the same obligation shall be imposed on such persons or Corporation thus hereafter empowered.

SECT. 9. Be it further enacted, that the shares of the said Corporation shall be assignable and transferable according to such rules and regulations as the President and Directors shall, for that purpose, ordain and establish, and not otherwise.

SECT. 10. Be it further enacted, that this Corporation shall not have power to pay over any sums to the heirs of those who shall die by the hand of justice, or by suicide, or in consequence of a duel.

SECT. 11. Be it further enacted, that it shall be the duty of the Directors of the Corporation hereby created, once in each year, to make a full, fair and explicit statement of all their real estate, funds and investments of every kind whatever, which shall be subscribed and verified by the oath of a majority of the Directors; and on or before the tenth day of January, annually, to deliver the same to the Secretary of the Commonwealth, who shall cause the same to be laid before the Governor and Council. And the General Court, or either branch of the Legislature, shall have power, by their committee to examine the records and doings of the said Corporation; and for this purpose, shall have access to all their buildings, offices and places of business, and to all places of deposit of their files, records and proceedings.

SECT. 12. Be it further enacted, that any two or more persons, named in this Act of Incorporation, may call the first

meeting of the Stockholders, at such time and place as they may think proper, by advertising the same in any two public newspapers, at least ten days previous to the time of meeting; at which meeting, the Stockholders may proceed to elect Directors, and to transact such other business as may come before them.

[February 24, 1818.]

[1819, c. 31.]

An Act relating to the Massachusetts General Hospital.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that in case of the occurring of any vacancy, by death or resignation, in the Board of Trustees of the Massachusetts General Hospital, it shall be lawful for the remaining members of the Board to fill such vacancy, provided the same shall occur in that part of the Board chosen by the Corporation; and it shall be lawful for [the Board of Visitors\*] to fill such vacancy, provided the same occur in that part of the Board chosen by said Board of Visitors, anything in the fifth section of the act entitled "An Act to incorporate certain persons by the name of the Massachusetts General Hospital," to the contrary notwithstanding.

[June 18, 1819.]

[1820, c. 82.]

An Act to exempt certain officers of the Massachusetts General Hospital from Militia Duty.

[Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that from and after the passing of this Act, the Superintendents and other officers and assistants, employed in and about any department of the Massachusetts General Hospital, not exceeding the number of four in each department, during the time of such employment, be and they hereby are absolutely exempted from militia duty, notwithstanding they may have arrived at the age of eighteen, and be under the age of forty-five years.†]

[February 15, 1821.]





#### [1823, c. 34.]

An Act in addition to an Act to incorporate the Massachusetts Hospital Life Insurance Company.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that the said Corporation may, from time to time, invest all moneys held by them, for the purchase of annuities, or in trust for and during the lives of any person or persons, in notes secured by mortgage of real estate, or by collateral assignment of any of the species of stock, mentioned in the fifth section of an Act entitled an Act to incorporate the Massachusetts Hospital Life Insurance Company, passed February twenty-fourth, in the year of our Lord one thousand eight hundred and eighteen: and also that all policies, contracts and other instruments, whether under seal or not, made in the name of said Corporation, and signed by the Secretary or Actuary, shall be as good and valid to all intents as if the same had been made and executed by the President and Directors of said Corporation.

[June 14, 1823.]

## [1823, c. 51.]

An Act in further addition to an Act to incorporate the Massachusetts
Hospital Life Insurance Company.

Section 1. Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that at the next meeting of the Stockholders of the said Corporation, they shall elect one of said Stockholders to be President of the said Corporation, and that so much of the third section of the Act, entitled, "An Act to incorporate the Massachusetts Hospital Life Insurance Company," passed February twenty-fourth, in the year of our Lord one thousand eight hundred and eighteen, as provides that the directors of said Corporation at the first meeting after their election, shall choose one of their own number as President of the said Corporation, be, and the same is hereby repealed

SECT. 2. Be it further enacted, that the agreement entered into between the Trustees of the Massachusetts General Hospital and the Massachusetts Hospital Life Insurance Company, in words following, to wit: "That the Trustees of the Massachusetts General Hospital, do agree to receive one-third part of the net profits accruing to said Company from insurance on lives by sea and on land, reversionary payments, and generally from all kinds of contracts in which the casualties and contingencies of life and the interest of money are principally involved, after deducting for the use of the said stockholders, legal interest on the amount of capital actually paid in by them and invested in pursuance of the provisions of their said act, said interest not being calculated on any part of the profits of said stock; Provided, the said Insurance Company shall bind itself in writing, to pay over annually to the Trustees of the Massachusetts General Hospital, for the use of said Hospital, one-third part of all their net profits, computed on the principle above stated, as well on reversionary payments and all other contracts made by said Company, in which the casualties of life and interest of money are principally concerned as on insurances on lives," which alone are mentioned in the seventh section of the act to which this is in addition, be and the same is hereby confirmed.

[January 17, 1824.]

[1823, c. 50.]

Resolve on the subject of labor done by the Convicts for Insane Hospital.

Resolved, That the account of the Massachusetts State Prison against the Massachusetts General Hospital, for labor of the convicts on stone work for that part of said Hospital commonly called the Insane Hospital, amounting to four thousand one hundred and seventy-six dollars and forty-three cents, be considered as coming within the resolve of the General Court on this subject, passed June 12, 1817; and that said sum be charged to the Commonwealth accordingly,





and that the work heretofore done be, and the same is hereby considered in full of the grant made by virtue of the resolve aforesaid.

#### [February 11, 1824.]

# [Revised Statutes, c. 12, § 1.] Of the Militia.

[\* \* \* \* \* \* the persons hereinafter mentioned shall also be absolutely exempted [from military duty,] notwithstanding their age may be more than eighteen years or less than forty-five years, viz:

The Superintendents, other officers and assistants, employed in or about any department of the Massachusetts General Hospital in Boston and Charlestown, and in the State Lunatic Hospital at Worcester, during the time of such employment.\*

[November 4, 1835.]

#### [1835, c. 109.]

An Act to incorporate the New England Mutual Life Insurance Company.

Section 1. Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, that Ebenezer T. Andrews, George Bond, Willard Phillips, Charles P. Curtis, and Samuel H. Walley, Jr., and the persons who may be insured under this act, and their associates, successors, and assigns, be, and they hereby are constituted a Corporation by the name of the New England Mutual Life Insurance Company, for the purpose of making insurance upon lives, with all the powers and privileges, and subject to all the duties contained in an act passed in eighteen hundred and thirty-three, chapter eighty-three.

SECT. 2. Be it further enacted, that there shall be an original guaranty capital stock subscribed to the said Corporation, which

<sup>\*</sup>By St. 1874, c. 320, § 9. "Practising Physicians" are exempted from enrolment, but the above exemptions, in the form given in the Revised Statutes, are supposed to have been repealed.

shall be one hundred thousand dollars, to be divided into shares by the Corporation, half of which shall be paid in, in cash, before the said Corporation shall go into operation, for the purpose of making insurance; the other half of said stock may be called for by the directors, from time to time, when they deem it necessary or expedient, and shall be paid in by the holders of the stock, which shall always stand pledged to the Corporation for all such assessments so called for.

SECT. 3. Be it further enacted, that at the first meeting of the Corporation, a number of Directors, not less than eight, shall be chosen by the subscribers to the said guaranty stock, who shall hold their offices for one year, and until others are chosen in their stead; at all subsequent elections of Directors, the number shall be such as may be provided for by a previous vote of the Directors, or by-law of the Corporation, and in case of no provision on this subject, the number shall be the same as at the first election, one-half of whom shall be elected by the stockholders, and the other half by the assured, voting in separate bodies; the Directors shall all be either stockholders or assured, and on ceasing to be such, shall cease to hold said office. The Directors may choose a President from their own number, or from the stockholders, or the assured, in which case he shall be a Director ex-officio. They shall also choose a Secretary, who shall be under oath, and they shall appoint all such officers and servants to transact the business of the Corporation, as they see fit. Each share of the guaranty capital stock shall entitle the holder to one vote, and each assured shall be entitled to one vote in the election of Directors. In case of vacancies in the Board of Directors, so as to reduce the number to less than six, meetings of the Corporation shall be held, and the vacancies shall be filled so as to make the Board consist of a greater number than six.

SECT. 4. Be it further enacted, that, except the election of Directors, and except the vote of the assured, provided for in the sixth section, the whole business and affairs of the Corporation shall be under the control and management of the Directors.





SECT. 5. Be it further enacted, that whenever the net surplus receipts of the Corporation, over their losses and expenses, and after providing for risks, shall be sufficient for the purpose, the stockholders shall be entitled to an annual dividend of seven per centum, or to such less dividend as may be agreed upon at the time of subscribing the stock, and in the case of such dividend not being made in any one year, it shall be made good at a subsequent period, when the net resources of the Company shall be sufficient for paying the same.

SECT. 6. Be it further enacted, that after providing for risks, losses, incidental expenses, and dividends as aforesaid, the Directors shall set apart one quarter of the estimated surplus funds and receipts, as a reserved fund, to be applied to the redemption of the guaranty stock; and whenever, after the expiration of ten years from the time of organizing the Company, the amount of such reserved fund shall be sufficient for the purpose, and the assured shall vote to redeem the said guaranty stock, the same shall be redeemed.

SECT. 7. Be it further enacted, that, upon the redemption and extinguishment of the guaranty stock, under the provision in section sixth, the Directors shall be chosen by the assured.

SECT. 8. Be it further enacted, that at the expiration of every period of five years, from the time of the organization of the Company, the remaining three quarters of the estimated surplus funds and receipts shall be reimbursed to and among the assured in manner following, namely: to the holders of policies for entire lives, each of which is insured at a uniform annual premium for the whole life, in the proportion of the whole amount of premiums paid during the preceding five years, and in a corresponding and equivalent proportion upon policies made otherwise than at such uniform rate of premium; that is to say, the reimbursement shall be made in the same proportion as if each policy subsisting at the end of each five years had been made at its commencement for an entire life, at a uniform annual premium: Provided, however, that the reimbursement to the holder of any policy shall not be estimated upon a greater amount than shall have been actually paid in, on such policy: Provided, further, that in consideration of any existing policies having at the expiration of any such period of five years contributed, directly or indirectly, to the fund for the redemption of the guaranty stock, a provision may be made allowing a greater proportion of reimbursement on such policies, and preferring those of an older date before those of a more recent date; so that each policy shall, so far as may be, consistently with the circumstances of the Company, be reimbursed for the amount contributed as aforesaid to the redemption of the guaranty stock.

SECT. 9. Be it further enacted, that the said Corporation shall, on the third Monday of January of every year, pay over to the Trustees of the Massachusetts General Hospital one-third of the net profits, if any, which shall have arisen from insurance on lives, made during the preceding year.

SECT. 10. Be it further enacted, that the Supreme Judicial Court shall hear and determine in equity all questions arising between the said Corporation and any stockholder or assured.

[April 1, 1835.]

## [1839, c. 35.]

An Act in addition to "An Act to incorporate the Massachusetts Hospital Life Insurance Company."

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows; The Massachusetts Hospital Life Insurance Company, may from time to time invest their Capital Stock and the moneys held by them in trust for life, or shorter periods, or any part thereof in the purchase of Railroad Stocks, and may make loans to the several cities and towns in the Commonwealth and also to other corporations or individuals upon the security of Railroad, Manufacturing or other corporate Stocks within this Commonwealth, as shall in their discretion, be deemed for the safety and welfare of the said Company; said loans not to exceed in amount one-third of the Capital Stock actually paid in, to any one Corporation.

[March 4, 1839.]





## [1844. c. 80.]

An Act in addition to an Act to incorporate the New England Mutual Life Insurance Company.

Be it encted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:—

The New England Mutual Life Insurance Company is hereby authorized to make insurance on life or lives otherwise than on the mutual principle.

[March 11, 1844.]

## [1844, c. 177.]

An Act to incorporate the State Mutual Life Assurance Company of Worcester.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:—

Section 1. John Davis, Benjamin Balch, and Clarendon Harris, their associates and successors, are hereby made a Corporation by the name of the State Mutual Life Assurance Company of Worcester, for the purpose of making assurances on single lives, joint lives and survivorships, and for making reversionary payments, on the principle of mutual contribution and mutual participation in the surplus funds, or otherwise, with all the powers and privileges, and subject to all the duties and liabilities contained in the thirty-seventh and forty-fourth chapters of the Revised Statutes, so far as the same may be applicable to this Corporation.

SECT. 2. When one hundred and fifty persons have subscribed to become members of the said Company, by being assured for one or more years, or for the whole term of life, the first meeting may be called for the purpose of organizing the Corporation, but only one-half of the whole number of Directors shall then be chosen.

Immediately after such organization, books shall be opened for the subscription of a guaranty capital of one hundred thousand dollars, to be divided into shares by the Corporation thus organized, half of which shall be paid in eash, or secured as hereinfter provided for its investment, before the said Corporation shall go into operation for the purpose of making assurances; the other half of said stock may be called for by the Directors so elected, from time to time, when they deem it necessary or expedient, and shall be paid in by the holders of the stock, which shall always stand pledged to the Corporation for all such assessments so called for, and said stock shall be entitled to an annual dividend not exceeding seven per centum of the amount paid in.

SECT. 3. As soon as such amount of stock shall be so subscribed and paid in, as aforesaid, or made secure, a meeting shall be called of the said stockholders, and they shall elect from their own number the remaining half of the first Board of Directors; and at every future election of Directors, until the guarantee stock shall be redeemed, one-half the number shall be selected from the assured, and the other half from the stockholders, all to be chosen jointly.

Sect. 4. The funds of the said Company shall be invested in the stocks of the United States, of the State of Massachusetts, of the City of Boston, and in notes secured by bond and mortgage of unencumbered real estate in Massachusetts, worth three times the amount loaned thereon.

The said Company may hold real estate to an amount not exceeding ten thousand dollars, for the purpose of securing suitable offices for the institution.

SECT. 5. At the expiration of every three years after the expiration of the first year, there shall be a general investigation of the affairs of the Company for the past three years, with an estimate of the surplus funds, which may remain after providing for all risks, losses, and incidental expenses. If it shall appear, after the investigation, that there is a surplus fund more than equivalent to the amount of debts and claims against the funds, one-third of the estimated surplus funds and receipts shall be set aside, with its accumulations, as a reserved fund, to be applied to the redemption of the guaranty stock; and when-





ever, after the expiration of ten years from the time of organizing the Corporation, the amount of such reserve funds shall be sufficient for the purpose, and the assured shall vote to redeem the said guaranty stock, the same shall be redeemed. The remaining two thirds of the estimated surplus funds shall be equitably divided among the existing policies, for one or more years, or for the whole term of life, in proportion to the respective amounts of premium each has paid, either by single contribution, or by uniform annual contributions, and allocated to the original sum insured, as a bonus, or reversionary addition, payable when the policy emerges and becomes a claim.

Sect. 6. Within thirty days after the expiration of four years from the time of organizing the Company, and within thirty days after the expiration of every subsequent three years, the Company shall cause to be made a general balance statement of the affairs of the said Company, which shall be entered in a book prepared for such purpose. Such statement shall contain:—

1st. The amount of contributions received during the said period, and the amount of interest received from investments and loans.

2nd. The amount of expenses of the said Company during the same period.

3rd. The amount of losses incurred during the same period.

4th. The balance remaining with the said Company.

5th. The nature of the security in which the said balance is invested or loaned, and the amount of cash on hand, and the aggregate amount of the sums assured in the existing policies.

6th. The President or Vice-President of the Company shall, within thirty days after the balance statement is made up, transmit a copy thereof, signed and sworn to by the President and Vice-President, and a majority of the Directors and also by the Auditor, Actuary or Secretary, to the Secretary of the Commonwealth, to be by him laid before the Legislature.

SECT. 7. The said Corporation shall, on the third Monday of January, every year, pay over to the Trustees of the Massachusetts General Hospital, one-third of the net profits, if any, which shall have arisen from insurance on lives made during the preceding year.

Sect. 8. So long as this Corporation shall well and truly pay to the General Hospital the aforesaid share of profit, it shall not be lawful for any persons or Corporation within the Commonwealth to make insurance on lives upon land, unless empowered so to do, by any future Legislature of this Commonwealth. And whenever any person or Corporation shall hereafter be thus empowered, the obligation of this Corporation to pay the Trustees of the General Hospital, for the use of said Hospital, the third part of the net profits which may thereafter arise on insurance on lives, shall cease, unless the same obligation shall be imposed upon such persons or Corporation thus hereafter empowered.

[March 16, 1844.]

[1846, c. 82.]

An Act in addition to the several Acts incorporating Mutual Life Insurance Companies.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:—

[Section 1. The net profits of the business of the Mutual Life Insurance Companies incorporated in this Commonwealth, one-third of which they are required to pay to the Trustees of the Massachusetts General Hospital, shall be taken to be the excess of the dividend over six per centum annually, payable by the said Companies respectively to the holders of the guaranty capital stock actually paid in; and in case the said guaranty stock shall be redeemed, the Company shall continue to pay to the Trustees of the said Hospital the same sum annually that they would have been liable to pay if the said guaranty stock had not been redeemed.

SECT. 2. Nothing herein contained shall be deemed to invalidate or affect an agreement made by and between the Trustees of the Massachusetts General Hospital and the Massachusetts Hospital Life Insurance Company, and ratified by an act of the General Court, passed January seventeenth, eighteen hundred and twenty-four; nor the rights and duties of the said Corporations under and by virtue of the said agreement.

Sect. 3. This act shall not take effect until the Massachusetts Hospital Life Insurance Company shall have expressed their assent thereto.\*]

[March 7, 1846.]

[This act was accepted by the Massachusetts Hospital Life Insurance Company, as provided in the third section.]

\*Repealed, 1856, c. 252, §56, but see provisos in repeal.





#### [1846, c. 136.]

An Act in addition to "An Act to incorporate the State Mutual Life Assurance Company of Worcester."

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

The State Mutual Life Assurance Company of Worcester may invest their funds in such purchases and loans as are permitted to Savings Banks in the seventy-eighth and seventy-ninth sections of the thirty-sixth chapter of the Revised Statutes and in the forty-fourth chapter of the acts of the year eighteen hundred and forty-one.

[March 20, 1846.]

#### [1851, c. 140.]

An Act to incorporate the Berkshire County Mutual Life Insurance Company.

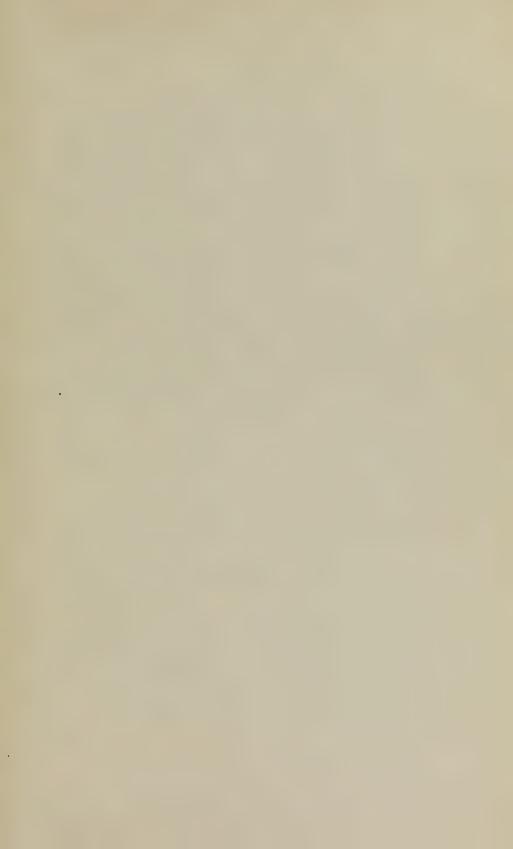
Be it enacted in the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

Section 1. George N. Briggs, James E. Marshall, Theodore Pomeroy, George W. Platner, Phineas Allen, Jr., Z. Marshall Crane, James D. Colt, 2d, George J. Tucker, Benjamin F. Johnson, Daniel B. Fenn, J. C. Goodrich, Henry L. Sabin, John C. Russell, and William F. Filley, their associates, and successors, are hereby made a corporation, by the name of the Berkshire County Mutual Life Insurance Company, to be located in the town of Pittsfield, for the purpose of making insurance on lives; with all the powers and privileges, and subject to all the duties, liabilities and restrictions set forth in the forty-fourth chapter of the Revised Statutes.

SECT. 2. There shall be an original guarantee capital stock subscribed to the said corporation, which shall be one hundred thousand dollars, to be divided into shares by the corporation, half of which shall be paid in, in money, before the said

corporation shall go into operation for the purpose of making insurance; the other half of the said stock may be called for by the directors, from time to time, when they deem it necessary or expedient, and shall be paid in by the holders of the stock, which shall always stand pledged to the corporation for all such assessments so called for.

- SECT. 3. At the first meeting of the corporation, a number of directors, not less than twelve, shall be chosen by the subscribers to the guarantee stock, who shall hold their offices for one year, and until others shall be chosen in their stead; at all subsequent elections of directors, the number shall be such as may have been provided for by a previous vote of the directors, or by-law of the corporation; and in case of no provision on this subject, the number shall be the same as at the first election, one half of whom shall be elected by the subscribers to the guarantee stock, and the other half by the assured, not being holders of the guarantee stock, voting in separate bodies; the directors shall all be either stockholders or assured, and on ceasing to be such, shall cease to hold the said office.
- SECT. 4. Whenever the net surplus receipts of the said corporation, over the losses and expenses, and after providing for risks, shall be sufficient for the purpose, the stockholders shall be entitled to an annual dividend of seven per cent., or to such less dividend as may be agreed on at the time of subscribing for the stock; and in case of such dividend not being made in any one year, it shall be made good at a subsequent period, when the net resources of the company shall be sufficient for paying the same.
- SECT. 5. The funds of the said corporation shall be invested in such purchases and loans as are permitted to savings banks, in the seventy-eighth and seventy-ninth sections of the thirty-sixth chapter of the Revised Statutes, and in the forty-fourth chapter of the acts of the year one thousand eight hundred and forty-one. The said company may hold real estate to the amount of ten thousand dollars, for the purpose of securing suitable offices for the institution.
- Sect. 6. After providing for risks, losses, incidental expenses, and dividends, as aforesaid, the directors shall set apart one quarter of the estimated surplus funds and receipts as a





reserved fund, to be applied to the redemption of the guarantee stock; and whenever, after the expiration of ten years from the time of organizing the company, the amount of such fund shall be sufficient for the purpose, and the assured shall vote to redeem the said guarantee stock, the same shall be redeemed.

- SECT. 7. Upon the redemption and extinction of the guarantee stock, under the provisions of the sixth section, the directors shall be chosen by the assured.
- SECT. 8. At the expiration of every five years from the time of the organization of the company, the remaining three-quarters of the estimated surplus funds and receipts shall be reimbursed to and among the assured, in proportion to the whole amount of premiums paid during the preceding five years.
- SECT. 9. The said corporation shall, on the third Monday of January, in each year, pay over to the trustees of the Massachusetts General Hospital, one-third of the net profits, if any, which shall have arisen from insurance on lives, made during the preceding year.

[May 15, 1851.]

# [1851, c. 160.]

An Act to incorporate the Massachusetts Mutual Life Insurance Company.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

Section 1. Alexander H. Avery, James M. Thompson, William Rice, their associates and successors, are hereby made a corporation, by the name of the Massachusetts Mutual Life Insurance Company, in the town of Springfield, for the purpose of making insurance on lives, with all the powers and privileges, and subject to all the duties, liabilities and restrictions, set forth in the forty-fourth chapter of the Revised Statutes.

- SECT. 2. There shall be an original guarantee capital stock subscribed to the said corporation, which shall be one hundred thousand dollars, to be divided into shares by the corporation, half of which shall be paid in, in money, before the said corporation shall go into operation for the purpose of making insurance, the other half of the said stock may be called for by the directors, from time to time, when they deem it necessary or expedient, and shall be paid in by the holders of the stock, which shall always stand pledged to the corporation for all such assessments so called for.
- SECT. 3. At the first meeting of the corporation, a number of directors, not less than eight, shall be chosen by the subscribers to the guarantee stock, who shall hold their offices for one year, and until others shall be chosen in their stead. At all subsequent elections of directors, the number shall be such as may be provided for by a previous vote of the directors, not less than seven, or by-law of the corporation; and in case of no provision on this subject, the number shall be the same as at the first election, one-half of whom shall be elected by the stockholders, and the other half by the assured members who are not holders of guarantee stock voting in separate bodies; the directors shall all be either stockholders or assured, and on ceasing to be such shall cease to hold the said office.
- SECT. 4. Whenever the net surplus receipts of the corporation, over the losses and expenses, and after providing for risks, shall be sufficient for the purpose, the stockholders shall be entitled to an annual dividend of seven per cent., or to such less dividend as may be agreed upon at the time of subscribing for the stock; and in case such dividends shall not be made in any one year it shall be made good at a subsequent period, when the net resources of the company shall be sufficient for paying the same.
- SECT. 5. The funds of the said corporation shall be invested in such purchases and loans as are permitted to savings banks, in the seventy-eighth and seventy-ninth sections of the thirty-sixth chapter of the Revised Statutes, and in the forty-fourth chapter of the acts of the year one thousand eight hundred and forty-one. The said company may hold real estate to an amount not exceeding ten thousand dollars, for the purpose of securing suitable offices for the institution.





- SECT. 6. After providing for risks, losses, incidental expenses and dividends as aforesaid, the directors shall set apart one quarter of the estimated surplus funds and receipts as a reserved fund, to be applied to the redemption of the guarantee stock; and whenever, after the expiration of ten years from the time of organizing the company, the amount of such reserved fund shall be sufficient for the purpose, and the assured shall vote to redeem the said guarantee stock, the same shall be redeemed.
- SECT. 7. Upon the redemption and extinguishment of the guarantee stock, under the provisions of the sixth section, the directors shall be chosen by the assured.
- SECT. 8. At the expiration of every period of five years from the time of the organization of the company, the remaining three quarters of the estimated surplus funds and receipts shall be reimbursed to and among the assured, in proportion to the whole amount of premiums paid during the preceding five years.
- SECT. 9. The said corporation shall, on the third Monday of January, in every year, pay over to the trustees of the Massachusetts General Hospital, one-third of the net profits, if any, which shall have arisen from insurance on lives made during the preceding year.

[May 15, 1851.]

# [1851, c. 165.]

# An Act relating to Insurance on Lives.

Whenever any person or corporation shall be empowered to make insurance on lives upon land, the right so to do shall be deemed subject to the same obligations, for the payment of a certain share of the profits accruing therefrom to the Massachusetts General Hospital, as are imposed on the Massachusetts Hospital Life Insurance Company by the laws now in force, unless express provision to the contrary shall be made in the act or acts empowering such person or corporation to make such insurance on lives as aforesaid.\*

[May 15, 1851.]

<sup>\*</sup>Repealed, 1851, c. 453, § 44. But see saving in repeal.

#### [1854, c. 453, § 29.]

#### An Act concerning Insurance Companies.

Every Company empowered to make insurance of lives upon land, shall be subject to the same obligations for the payment of a certain share of the profits to the Massachusetts General Hospital, as are imposed on the Massachusetts Hospital Life Insurance Company. And the net profits of the business of Mutual Life Insurance Companies, one-third of which they are required to pay to the Trustees of said Hospital, shall be taken to be the excess of the dividends over six per cent., annually, payable by the said Companies, to the holders of the guaranty stock actually paid in. And after the guaranty stock shall be redeemed, the Companies shall pay to the said Trustees the same sum annually as before the redemption.\*

[April 29, 1854.]

#### [1855, c. 291.]

An Act to change the Name of the Berkshire County Mutual Life Insurance Company.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

Section 1. The Berkshire County Mutual Life Insurance Company are hereby authorized to take the name of the Berkshire Life Insurance Company.

Sect. 2. This act shall take effect from and after its passage.

[May 3, 1855.]

# [1855, c. 326.]

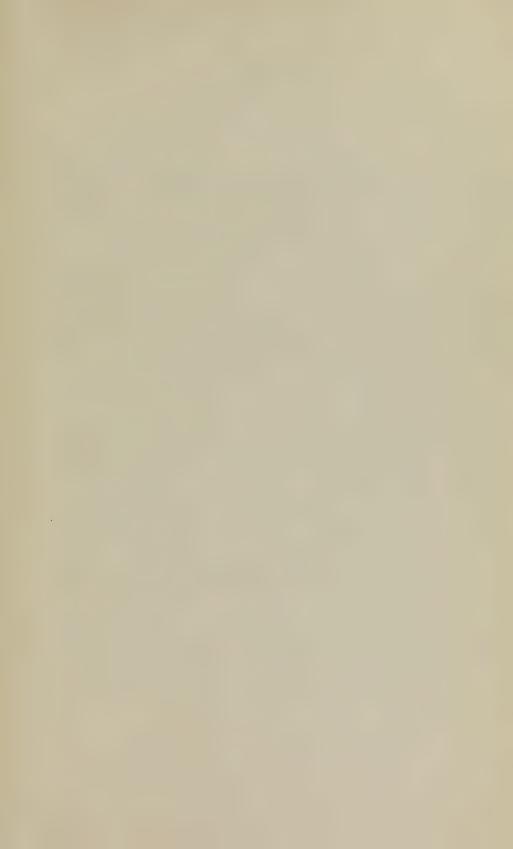
An Act in further addition to the Act to incorporate the New England Mutual Life Insurance Company.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

The New England Mutual Life Insurance Company may purchase real estate in the city of Boston, to hold, and may hold real estate, so purchased, to an amount not exceeding one-fourth part of the accumulated fund of said company, at the time of making any such purchase.

[May 10, 1855.]

<sup>\*</sup>Repealed, 1856, c. 252, § 56. But see proviso in repeal





#### [1856, c. 252, § 41.]

## An Act concerning Insurance Companies.

Every Company empowered to make insurance on lives upon land, shall be subject to the same obligations for the payment of a certain share of the profits to the Massachusetts General Hospital, as are imposed on the Massachusetts Hospital Life Insurance Company.\*

[June 3, 1856.]

## [1859, c. 147.]

An Act to authorize the filling up flats, and building a sea wall near the Massachusetts General Hospital.

# Be it enacted &c., as follows:

The Massachusetts General Hospital, and Eliza A. Parkman, Harriette E. Parkman and George F. Parkman, executors of, and devisees under the will of the late George Parkman. deceased, and Joseph Noble and John B. Kettell, trustees, are hereby severally authorized to build and maintain a sea wall upon their flats lying west of North Charles Street, in the city of Boston, not to extend said sea wall beyond the "commissioners' line," so called, as now established by law, and to fill up and make solid their several parcels of flats lying between their several parcels of upland and the said "commissioners' line," and to lay vessels along said wall so authorized to be built as aforesaid, and to take dockage and wharfage therefor: Provided, however, that the grantees above named shall first pay to the treasurer of the Commonwealth such sums of money as the governor and council shall determine, as payment for any flats and rights in tide water belonging to the Commonwealth, if any, taken and filled up under the provisions of this act.

[April 1, 1859.]

<sup>\*</sup>Repealed by General Statutes, but reenacted, c, 58, § 61.

# [General Statutes, c. 58, § 61.]

Of Insurance Companies.

Every Company empowered to make insurance on lives upon land, shall be subject to the same obligations for the payment of a certain share of the profits to the Massachusetts General Hospital as are imposed on the Massachusetts Hospital Life Insurance Company.

[December 28, 1859.]

[1862, c. 125.]

An Act to incorporate the John Hancock Mutual Life Insurance Company.

Be it enacted, &c., as follows:

Nathaniel Harris, James P. Thorndike, Gerry W. Cochrane, their associates and successors, are hereby made a corporation by the name of the John Hancock Mutual Life Insurance Company, to be established and located in the city of Boston, for the purpose of making insurance upon lives; with all the powers and privileges, and subject to the duties, liabilities and restrictions set forth in so much of the fifty-eighth chapter of the General Statutes as relates to mutual life insurance companies, and all other acts which are or may be in force relative to such companies.

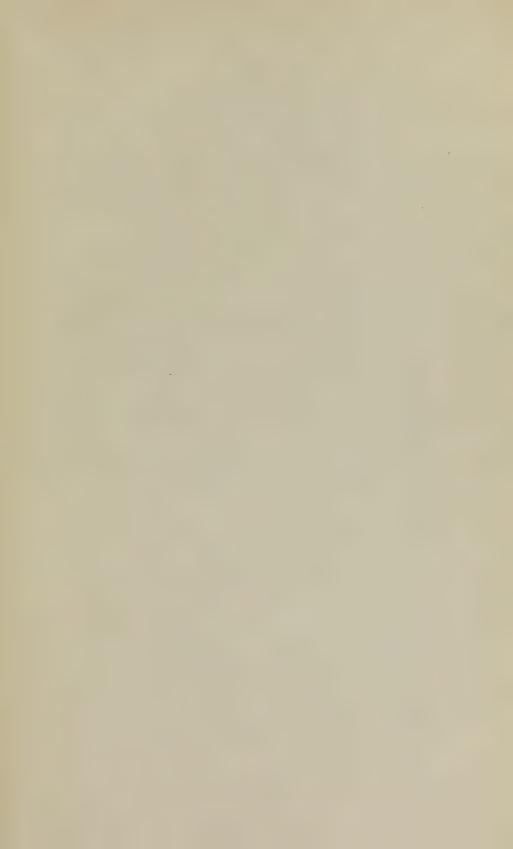
[April 21, 1862.]

[St. 1862, c. 224, §§ 3 and 7.]

An Act to levy taxes on certain Insurance Companies and on depositors in Savings Banks.

Section 3. The Massachusetts Hospital Life Insurance Company shall pay to the treasurer of the Commonwealth a tax of one per cent. per annum on its capital stock, and of one-third per cent. per annum upon all moneys and property in the possession or charge of said Company as deposits, trust funds, or for the purposes of investment, at the time for which return of said Company, required by the seventh section, shall be made.\*

<sup>\*</sup>Repealed, 1865, c. 283, § 18.





SECT. 7. The Massachusetts Hospital Life Insurance Company shall semi-annually make a return which shall be signed and sworn to by a majority of its Board of Directors, of the full amount of its capital stock, and of all moneys and property, in detail, in the possession or charge of said company as deposits, trust funds, or for purposes of investment.

[April 30, 1862.]

## [1863, c. 47.]

An Act in addition to an Act incorporating the Berkshire Life Insurance Company.

Be it enacted, &c., as follows:

SECTION 1. The Berkshire Life Insurance Company is hereby authorized, whenever so directed by a vote of the assured, to redeem at par and extinguish all or any part of its original guaranty capital stock; and to appropriate for this purpose, so much of its funds as may be necessary.

SECT. 2. This act shall take effect upon its passage. [March 3, 1863.]

# [1864, c. 46.]

An Act concerning the Massachusetts General Hospital.

Be it enacted, &c., as follows:

SECTION 1. The governor with the advice and consent of the council, shall annually, as soon as may be after the first Wednesday in February, appoint four trustees of the Massachusetts General Hospital, who shall hold their offices for one year, or until the appointment of their successors; and in case of the occurring of any vacancy by death or resignation among the trustees so appointed, the governor may, with the advice and consent of the council, fill such vacancy.

SECT. 2. So much of the ninety-fourth chapter of the acts of the year eighteen hundred and ten, and of the thirty-first chapter of the acts of the year eighteen hundred and nineteen, as authorize the appointment of trustees of said hospital by the board of visitors thereof, are hereby repealed.

SECT. 3. This act shall not take effect until it has been accepted by the Massachusetts General Hospital, at a meeting of the corporation specially called for the purpose.

[February 25, 1864.]

## [St. 1865, c. 283, § 18.]

An Act to amend and revise chapter two hundred and eight of the acts of the year one thousand eight hundred and sixty-four, entitled "An Act levying a tax upon certain Corporations."

\* \* \* Provided further, that the Massachusetts Hospital Life Insurance Company shall, instead of the taxes imposed in section three of chapter two hundred and twenty-four of the acts of the year one thousand eight hundred and sixty-two, pay upon all moneys and property in the possession or charge of said Company, as deposits, trust funds, or for purposes of investment, the same rate of tax as shall be imposed upon or paid by savings banks or institutions for savings, on account of deposits.

[May 17, 1865.]

# [1866, c. 25.]

An Act to authorize the State Mutual Life Assurance Company of Worcester to purchase and hold real estate.

Be it enacted, &c., as follows:

Section 1. The State Mutual Life Assurance Company in the city of Worcester, is hereby authorized to purchase and hold real estate in said city, to an amount not exceeding fifty





thousand dollars: *Provided*, that no part of said amount shall be invested in real estate, except in the purchase of a suitable site, and the erection or preparation of suitable buildings, to be used wholly, or in part, for the purposes of said company; and all income, if any, arising from such real estate shall be devoted exclusively to the interests of said company.

SECT. 2. This act shall take effect upon its passage.

[February 15, 1866.]

## [1866, c. 43.]

An Act to authorize the Massachusetts Mutual Life Insurance Company to increase its investments in real estate.

Be it enacted, &c., as follows:

Section 1. The Massachusetts Mutual Life Insurance Company is hereby authorized to invest an amount not exceeding fifty thousand dollars in the purchase of real estate in the city of Springfield, for the site of a building, to be used wholly or in part, for the purposes of said corporation, and for the erection and preparation of said building; said amount to be in addition to fifty thousand dollars now authorized to be held by said company in real estate; and all income, if any, arising from such real estate shall be devoted exclusively to the interests of said corporation.

SETC. 2. Said company is hereby authorized to redeem at par and extinguish all or any part of its original guarantee capital stock, whenever so directed by a vote of the assured, and to appropriate for this purpose so much of its funds as may be necessary.

[February 20, 1866.]

#### [1866, c. 44.]

An Act authorizing the Berkshire Life Insurance Company to hold real estate.

Be it enacted, &c., as follows:

The Berkshire Life Insurance Company is hereby authorized to purchase and hold real estate to an amount not exceeding seventy-five thousand dollars: provided, that no part of said amount shall be invested in real estate, except in the purchase of a suitable site and the erection or preparation of suitable buildings, to be used wholly or in part for the purposes of said company; and all income, if any, arising from such real estate, shall be devoted exclusively to the interests of said company.

[February 20, 1866.]







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